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TITLE 10—ARMY WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 308—ALLOTMENTS OF PAY

ALLOTMENTS AND FAMILY ALLOWANCES

Section 308.7 of Part 308 is hereby rescinded and the following substituted therefor:

§ 308.7 *Dependents joining personnel in Germany or Japan*—(a) *Class E allotments*. (1) Military personnel on duty in Germany or Japan (except as provided in subparagraph (2) of this paragraph will take the necessary action to cancel class E allotments payable directly to their dependents prior to or during the month such dependents are authorized to join them at their oversea stations.

(2) Where enlisted persons of the first three grades have in effect class E allotments to cover payment of monetary allowances in lieu of quarters for dependents, the class E allotments will be discontinued during the month in which notification is received by them that their dependents have actually departed the United States to join them.

(3) If dependents of military personnel are now in Germany or Japan, steps will be taken to cancel immediately all class E allotments payable to such dependents.

(4) All other class E allotments may be continued.

(b) *Dependents acquired through marriage to Germans*. Enlisted personnel of the first three grades who, under the present War Department regulations, are permitted to marry Germans, may authorize class E allotments as prescribed in AR 35-4520, for the support of such dependents effective with the month in which the dependent is acquired. WD AGO Form 141 (Allotment of Pay Notification Form) must be initiated, signed by the enlisted man, and countersigned by his commanding officer or personnel officer within the month the dependent is acquired in order for allotment to become effective with that month. [AR 35-5520, March

11, 1946, as amended by W. D. Cir. 44, February 18, 1947] (Sec. 16, 30 Stat. 981, 40 Stat. 384, 52 Stat. 354; 10 U. S. C. 894)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 47-2483; Filed, Mar. 17, 1947;
8:46 a. m.]

Chapter VI—Organized Reserves

PART 601—OFFICERS' RESERVE CORPS

MISCELLANEOUS AMENDMENTS

The regulations contained in Part 601 are amended as set forth below:

1. Amend § 601.3 (b) to read as follows:

§ 601.3 *Sections of the Officers' Reserve Corps are:* . . .

(b) Air Corps Reserve, Air-Res.

2. Amend the introductory text of § 601.7 to read as follows:

§ 601.7 *Appointments or enlistments not made from certain classes*. No person in any of the following categories will be appointed or enlisted in the Organized Reserve Corps, and any member thereof who accepts appointment in any of those categories will be separated from the Organized Reserve Corps:

3. Amend § 601.9 (c) to read as follows:

§ 601.9 *Age-in-grade and Service-in-grade*. . . .

(c) All officers of the Active Reserve will, upon reaching the statutory retirement age, be transferred to the Honorary Reserve.

[W. D. Cir. 356, December 3, 1946, as amended by W. D. Cir. 46, February 20, 1947] (Sec. 37, 39 Stat. 189, 40 Stat. 73, sec. 3, 48 Stat. 939; 10 U. S. C. 353)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 47-2484; Filed, Mar. 17, 1947;
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TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics, Department of Commerce

[Amdt. 98]

PART 600—DESIGNATION OF CIVIL AIRWAYS
REDESIGNATION OF CIVIL AIRWAYS

It appearing that: (1) The increased volume of air traffic at certain points necessitates, in the interest of safety in air commerce, the immediate establishment of control areas at such points; (2) The immediate realignment of civil airways in certain areas is necessary to expedite traffic control in such areas; and (3) The establishment of the control areas referred to in (1) above, and the realignment of civil airways referred to in (2) above, have been coordinated with the civil operators involved, the Army and the Navy through the Air Coordinating Committee, Airspace Subcommittee;

And finding that: The general notice of proposed rule making and public procedure provided for in section 4 (a) of the Administrative Procedure Act is impracticable and unnecessary.

Now, therefore, acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the Regulations of the Administrator of Civil Aeronautics as follows:

Redesignation of Civil Airways: Green Civil Airways Nos. 2 and 4; Amber Civil Airway No. 6; Red Civil Airways Nos. 14, 21, 27, 28, and 59

1. By amending § 600.10001 to read as follows:

§ 600.10001 *Green civil airway No. 2 (Seattle, Wash., to Boston, Mass.)* From the King County Airport, Seattle, Wash., via the Seattle, Wash., radio range station; Ellensburg, Wash., radio range station; Ephrata, Wash., radio range station; Spokane, Wash., radio range station; Coeur D'Alene, Idaho, radio range station; Mullan Pass, Idaho, radio range station; Superior, Mont., radio range station; Missoula, Mont., radio range station; Drummond, Mont., radio range station; Helena, Mont., radio range station; the intersection of the center lines of the on course signals of the southeast leg of the Helena, Mont., radio range and the northwest leg of the Bozeman, Mont., radio range; Bozeman, Mont., radio range station; the intersection of the center line of the on course signals of the southeast leg of the Bozeman, Mont., radio range and the west leg of the Livingston, Mont., radio range; Livingston, Mont., radio range station; Billings, Mont., radio range station; Custer, Mont., radio range station; Miles City, Mont., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Miles City, Mont., radio range and the west leg of the Dickinson, N. Dak., radio range; Dickinson, N. Dak., radio range station; Bismarck, N. Dak., radio range station; the intersection of the center lines of the on course signals of the east leg of the Jamestown, N. Dak.,

radio range and the west leg of the Fargo, N. Dak., radio range; Fargo, N. Dak., radio range station; Alexandria, Minn., radio range station; Minneapolis, Minn., radio range station; LaCrosse, Wis., radio range station; Lone Rock, Wis., radio range station; Madison, Wis., radio range station; Milwaukee, Wis., radio range station; Muskegon, Mich., radio range station; Grand Rapids, Mich., radio range station; Lansing, Mich., radio range station; the intersection of the center lines of the on course signals of the east leg of the Lansing, Mich., radio range and the north leg of the Romulus, Mich., radio range; the Romulus, Mich., radio range station to the intersection of the center lines of the on course signals of the east leg of the Romulus, Mich., radio range and the U. S.-Canadian Border. From the intersection of the center lines of the on course signals of the east leg of the Clear Creek, Ontario, Canada, radio range and the U. S.-Canadian Border via the intersection of the center lines of the on course signals of the east leg of the Clear Creek, Ontario, Canada, radio range and the southwest leg of the Buffalo, N. Y., radio range; Buffalo, N. Y., radio range station; the intersection of the center lines of the on course signals of the east leg of the Buffalo, N. Y., radio range and the southwest leg of the Rochester, N. Y., radio range; Rochester, N. Y., radio range station; the intersection of the center lines of the on course signals of the southeast leg of the Rochester, N. Y., radio range and the west leg of the Syracuse, N. Y., radio range; Syracuse, N. Y., radio range station; Utica, N. Y., radio range station; Albany, N. Y., radio range station; Westfield, Mass., radio range station; the intersection of the center lines of the on course signals of the southeast leg of the Westfield, Mass., radio range and the southwest leg of the Boston, Mass., radio range to the Boston, Mass., radio range station.

2. By amending § 600.10003 to read as follows:

§ 600.10003 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.)* From the Municipal Airport, Los Angeles, Calif., via the Los Angeles, Calif., radio range station; the intersection of the center lines of the on course signals of the north leg of the Los Angeles, Calif., radio range and the southwest leg of the Palmdale, Calif., radio range; Palmdale, Calif., radio range station; Daggett, Calif., radio range station; the Needles, Calif., radio range station; the Prescott, Ariz., radio range station; Winslow, Ariz., radio range station; El Morro, N. Mex., radio range station; Acomita, N. Mex., radio range station; Albuquerque, N. Mex., radio range station; Otto, N. Mex., radio range station; Tucumcari, N. Mex., radio range station; Amarillo, Tex., radio range station; Gage, Okla., radio range station; Wichita, Kans., radio range station; Lebo, Kans., radio range station; Kansas City, Mo., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Kansas City, Mo., radio range and the west leg of the Columbia, Mo., radio range; Columbia, Mo., radio range station; St. Louis, Mo., radio range station; Effingham, Ill., radio

range station; Terre Haute, Ind., radio range station; Indianapolis, Ind., radio range station; the intersection of the center lines of the on course signals of the east leg of the Indianapolis, Ind., radio range and the west leg of the Columbus, Ohio, radio range; Columbus, Ohio, radio range station; the intersection of the center lines of the on course signals of the east leg of the Columbus, Ohio, radio range and the west leg of the Pittsburgh, Pa., radio range; Pittsburgh, Pa., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Pittsburgh, Pa., radio range and the west leg of the Altoona, Pa., radio range; Altoona, Pa., radio range station; Harrisburg, Pa., radio range station; the intersection of the center lines of the on course signals of the east leg of the Harrisburg, Pa., radio range and the southwest leg of the Philadelphia, Pa., radio range and the Philadelphia, Pa., radio range station to the Municipal Airport, Philadelphia, Pa.

3. By amending § 600.10105 to read as follows:

§ 600.10105 *Amber civil airway No. 6 (Jacksonville, Fla., to U. S.-Canadian Border)* From the Jacksonville, Fla., radio range station; via the Alma, Ga., radio range station; Macon, Ga., radio range station; Atlanta, Ga., radio range station; Chattanooga, Tenn., radio range station; Nashville, Tenn., radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Nashville, Tenn., radio range and the southwest leg of the Bowling Green, Ky., radio range; Bowling Green, Ky., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Bowling Green, Ky., radio range and the south leg of the Louisville, Ky., radio range; Louisville, Ky., radio range station; the Cincinnati, Ohio, radio range station and the intersection of the center lines of the on course signals of the northwest leg of the Cincinnati, Ohio, radio range and the southwest leg of the Dayton, Ohio, radio range to the Dayton, Ohio, radio range station. From the Columbus, Ohio, radio range station to the intersection of the center lines of the on course signals of the northeast leg of the Columbus, Ohio, radio range and the west leg of the Cleveland, Ohio, radio range. From the intersection of the center lines of the on course signals of the east leg of the Cleveland, Ohio, radio range and the southwest leg of the Clear Creek, Ontario, radio range to the intersection of the center lines of the on course signals of the southwest leg of the Clear Creek, Ontario, radio range and the U. S.-Canadian Border.

4. By amending § 600.10213 to read as follows:

§ 600.10213 *Red civil airway No. 14 (Lone Rock, Wis., to Louisville, Ky.)* From the Lone Rock, Wis., radio range station via the Rockford, Ill., radio range station to the Joliet, Ill., radio range station. From the Chicago, Ill., radio range station via the intersection of the center lines of the on course signals of the southeast leg of the Chicago, Ill.,

radio range and the west leg of the Goshen, Ind., radio range; Indianapolis, Ind., radio range station to the Louisville, Ky., radio range station.

5. By amending § 600.10220 *Red civil airway No. 21 (Cleveland, Ohio, to Newark, N. J.)* to read as follows:

§ 600.1022 *Red civil airway No. 21 (Lansing, Mich., to Newark, N. J.)* From the Lansing, Mich., radio range station to the intersection of the center lines of the on course signals of the southeast leg of the Lansing, Mich., radio range and the west leg of the Romulus, Mich., radio range. From the Romulus, Mich., radio range station to the intersection of the center lines of the on course signals of the southeast leg of the Romulus, Mich., radio range and the west leg of the Cleveland, Ohio, radio range. From the intersection of the center lines of the on course signals of the west leg of the Cleveland, Ohio, radio range and the northwest leg of the Akron, Ohio, radio range via the Akron, Ohio, radio range station; Pittsburgh, Pa., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Pittsburgh, Pa., radio range and the north leg of the Altoona, Pa., radio range to the Sunbury, Pa., radio range station. From the intersection of the center lines of the on course signals of the northeast leg of the Allentown, Pa., radio range and the west leg of the Newark, N. J., radio range to the Newark, N. J., radio range station.

6. By amending § 600.10226 *Red civil airway No. 27 (Knoxville, Tenn., to U. S.-Canadian Border)* to read as follows:

§ 600.10226 *Red civil airway No. 27 (Knoxville, Tenn., to Detroit, Mich.)* From the Knoxville, Tenn., radio range station via a point located at latitude 36°25' north and longitude 83°50' west and the center of the city of Lexington, Ky., to the Cincinnati, Ohio, radio range station. From the intersection of the center lines of the on course signals of the northeast leg of the Dayton, Ohio, radio range and the west leg of the Columbus, Ohio, radio range via the Toledo, Ohio, radio range station to the intersection of the center line of the on course signal of the north leg of the Toledo, Ohio, radio range and the west leg of the Romulus, Mich., radio range.

7. By amending § 600.10227 *Red civil airway No. 28 (Chicago, Illinois, to Grand Rapids, Mich.)* to read as follows:

§ 600.10227 *Red civil airway No. 28 (Rockford, Ill., to Grand Rapids, Mich.)* From the Rockford, Ill., radio range station to the intersection of the center lines of the on course signals of the southeast leg of the Rockford, Ill., radio range and the south leg of the Milwaukee, Wis., radio range. From the Chicago, Ill., radio range station, via the intersection of the center lines of the on course signals of the northeast leg of the Chicago, Ill., radio range and the southwest leg of the Grand Rapids, Mich., radio range to the Grand Rapids, Mich., radio range station.

8. By adding a new § 600.10254 to read as follows:

§ 600.10254 *Red civil airway No. 55 (Burlington, Iowa, to Joliet, Ill.)* From the Burlington, Iowa, radio range station via the Peoria, Ill., radio range station to the intersection of the center lines of the on course signals of the east leg of the Peoria, Ill., radio range and the southwest leg of the Joliet, Ill., radio range.

9. By adding a new § 600.10258 to read as follows:

§ 600.10258 *Red civil airway No. 59 (Toledo, Ohio, to the U. S.-Canadian Border)* From the intersection of the center lines of the on course signals of the north leg of the Toledo, Ohio, radio range and the southwest leg of the Windsor, Ontario, radio range to the intersection of the center line of the on course signal of the southwest leg of the Windsor, Ontario, radio range and the U. S.-Canadian Border.

This amendment shall become effective 0001 e. s. t., March 15, 1947.

(Sec. 302, 52 Stat. 985, 54 Stat. 1233, 1235, 1236; 49 U. S. C. 452)

[SEAL] T. P. WRIGHT,
Administrator of Civil Aeronautics.
[F. R. Doc. 47-2496; Filed, Mar. 17, 1947;
8:48 a. m.]

[Amdt. 153]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

REDESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS AND RADIO FIXES

It appearing that: (1) The increased volume of air traffic at certain points necessitates, in the interest of safety in air commerce, the immediate establishment of control areas, including airport traffic zones and radio fixes, at such points; (2) The immediate realignment of civil airways in certain areas is necessary to expedite traffic control in such areas; and (3) The establishment of the control areas referred to in (1) above, and the realignment of civil airways referred to in (2) above, have been coordinated with the civil operators involved, the Army and the Navy through the Air Coordinating Committee, Airspace Subcommittee;

And finding that: The general notice of proposed rule making and public procedure provided for in section 4 (a) of the Administrative Procedure Act is impracticable and unnecessary.

Now, therefore, acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

Redesignation of Airway Traffic Control Areas: Red Civil Airways Nos. 21, 27, 28, and 59; Redesignation of Radio Fixes: Red Civil Airway No. 21

1. By amending § 601.10221 *Red civil airway No. 21 airway traffic control areas*

(Cleveland, Ohio, to Newark, N. J.) to read as follows:

§ 601.10221 *Red civil airway No. 21 airway traffic control areas (Lansing, Mich., to Newark, N. J.)* All of Red civil airway No. 21.

2. By amending § 601.10227 *Red civil airway No. 27 airway traffic control areas (Knoxville, Tenn., to U. S.-Canadian Border)* to read as follows:

§ 601.10227 *Red civil airway No. 27 airway traffic control areas (Knoxville, Tenn., to Detroit, Mich.)* All of Red Civil airway No. 27 from the Knoxville, Tenn., radio range station to a line extended at right angles across such airway through a point 25 miles northeast of the Knoxville, Tenn., radio range station and from a line extended at right angles across such airway through a point 25 miles south of the Cincinnati, Ohio, radio range station to the intersection of the center lines of the on course signals of the north leg of the Toledo, Ohio, radio range and the west leg of the Romulus, Mich., radio range.

3. By amending § 601.10228 *Red civil airway No. 28 airway traffic control areas (Chicago, Ill., to Grand Rapids, Mich.)* to read as follows:

§ 601.10228 *Red civil airway No. 28 airway traffic control areas (Rockford, Ill., to Grand Rapids, Mich.)* All of Red civil airway No. 28.

4. By adding a new § 601.10259 to read as follows:

§ 601.10259 *Red civil airway No. 59 airway traffic control areas (Toledo, Ohio, to the U. S.-Canadian Border)* All of Red civil airway No. 59.

5. By adding a new § 601.10255 to read as follows:

§ 601.10255 *Red civil airway No. 55 airway traffic control areas (Burlington, Iowa, to Joliet, Ill.)* All of Red civil airway No. 55.

6. By amending § 601.40221 *Red civil airway No. 21 (Cleveland, Ohio, to Newark, N. J.)* to read as follows:

§ 601.40221 *Red civil airway No. 21 (Lansing, Mich., to Newark, N. J.)* The intersection of the center lines of the on course signals of the northeast leg of the Pittsburgh, Pa., radio range and the north leg of the Altoona, Pa., radio range.

7. By adding a new § 601.40255 to read as follows:

§ 601.40255 *Red civil airway No. 55 (Burlington, Iowa, to Joliet, Ill.)* Peoria, Ill., radio range station.

This amendment shall become effective 0001 e. s. t., March 15, 1947.

(Sec. 308, 52 Stat. 986, 54 Stat. 1233, 1235, 1236; 49 U. S. C. 458)

[SEAL] T. P. WRIGHT,
Administrator of Civil Aeronautics.
[F. R. Doc. 47-2497; Filed, Mar. 17, 1947;
8:48 a. m.]

TITLE 15—COMMERCE

Chapter III—Bureau of Foreign and Domestic Commerce

PART 353—DISTRICT OFFICES

PART 356—LOCATION OF FIELD OFFICES

1. Section 353.1 *General* is hereby amended by adding Portland, Oregon, to the district offices which report directly to the Washington Office of Department Field Service.

2. Section 356.1 is amended to read as follows:

§ 356.1 *Location.* Field offices are located in the following cities:

Albany 7, N. Y.. 409 County Courthouse, Eagle Street.
 Albuquerque, N. Mex.. Hanosh Building, 203 West Gold Avenue.
 Atlanta 1, Ga.. P. O. Box 1595, 418 Atlanta National Building, 50 Whitehall Street, SW.
 Baltimore 2, Md.. 312 U. S. Appraisers' Stores Building, 103 South Gay Street.
 Birmingham, Ala.. Martin Building, 2304 Fourth Avenue North.
 Boise, Idaho: 210 Baird Building.
 Boston 9, Mass.. 1800 Customhouse, 2 India Street.
 Buffalo 3, N. Y.. 242 Federal Building, 117 Ellicott Street.
 Burlington, Vt.. 4 Rutland Railroad Station.
 Butte, Mont.. 301A O'Rourke Estate Building, 14 West Granite Street.
 Charleston 3, S. C.. 310 Peoples Building, 18 Broad Street.
 Charleston 1, W. Va.. 612 Atlas Building, 1031 Quarrier Street.
 Charlotte 2, N. C.. 112½ East Fourth Street.
 Chattanooga 1, Tenn.. 505 Post Office Building.
 Cheyenne, Wyo.. 305 Federal Recreation Building, 2002 Capitol Avenue.
 Chicago 4, Ill.. McCormick Building, 332 South Michigan Boulevard.
 Cincinnati 2, Ohio: 1204 Chamber of Commerce Building, Fourth and Race Streets.
 Cleveland 14, Ohio: 215 Union Commerce Building, Euclid Avenue at East Ninth Street.
 Columbus 15, Ohio: Room 808, 85 East Gay Street.
 Dallas 2, Tex.: 602 Santa Fe Building, 1114 Commerce Street.
 Denver 2, Colo.. 203 Boston Building, 828 Seventeenth Street.
 Des Moines 9, Iowa: 300 Home Federal Building, 518 Grand Avenue.
 Detroit 26, Mich.. 1038 New Federal Building, 230 West Fort Street.
 Duluth 2, Minn.. 504 Christie Building, 4th Avenue West.
 El Paso 7, Tex.. 12 Chamber of Commerce Building.
 Erie, Pa.. 312 Security People Trust Co. Building, 8th and State Streets.
 Evansville, Ind.. 307 Grein Building, 19 Northwest Second Street.
 Fargo, N. Dak.. 212 Walker Building, 621 First Avenue North.
 Fremont, Nebr.. Pathfinder Hotel.
 Grand Rapids, Mich.. 412 Post Office Building.
 Hartford 1, Conn.. 224 Post Office Building, 135 High Street.
 Houston 14, Tex.. 603 Federal Office Building, Fannin at Franklin Street.
 Indianapolis 4, Ind.. 220 Chamber of Commerce Building, 320 North Meridian Street.
 Jackson 45, Miss.. 312 Masonic Building, 1130 West Capitol Street.
 Jacksonville 1, Fla.. 425 Federal Building, 811 West Monroe Street.
 Kansas City 6, Mo.. 2311 Fidelity Building, 911 Walnut Street.

Little Rock, Ark.. 521 Pyramid Building, 221 West Second Street.
 Los Angeles 12, Calif.. 1546 U. S. Post Office and Courthouse, 312 North Spring Street.
 Louisville 1, Ky.: 631 Federal Building, Sixth and Broadway.
 Manchester, N. H.. 517 Beacon Building, 813 Elm Street.
 Memphis 3, Tenn.. 229 Federal Building, Madison at Front Street.
 Miami 32, Fla.. 947 Seybold Building, 36 Northeast First Street.
 Milwaukee 3, Wisc.. 7110 Plankinton Building, 161 West Wisconsin Avenue.
 Minneapolis 1, Minn.. 1234 Metropolitan Life Building, Second Avenue South and Third Street.
 Mobile, Ala.. 308 Federal Building.
 Nashville 3, Tenn.. 322 Nashville Trust Co. Building, 315 Union Street.
 New Haven 10, Conn.. 152 Temple Street.
 New Orleans 12, La.. 1503 Maconic Temple Building, 333 St. Charles Avenue.
 New York 1, N. Y.. Sixtieth Floor, Empire State Building, 350 Fifth Avenue.
 Norfolk, Va.. 716 Boush Street.
 Oklahoma City 2, Okla.. 801-805 Petroleum Building.
 Omaha 2, Nebr.. 918 City National Bank Building, 405 South Sixteenth Street.
 Peoria 2, Ill.. 531 First National Bank Building, 410 Main Street.
 Philadelphia 3, Pa.. 1202 Fox Building, 1612 Market Street.
 Phoenix 8, Ariz.. 417 Security Building, 234 North Central Avenue.
 Pittsburgh 19, Pa.. 1013 New Federal Building, Seventh Avenue and Grant Street.
 Portland 3, Maine: 222 U. S. Post Office, 76 Pearl Street.
 Portland 4, Oreg.. 217 Old U. S. Courthouse, 620 S. W. Morrison Street.
 Providence 3, R. I.. 206 Customhouse, 24 Weybossett Street.
 Reno, Nev.. Elks Club Building, 50 Sierra Street.
 Richmond 19, Va.. Room 2, Mezzanine, 801 East Broad Street.
 Rochester, N. Y.. 503 Exchange Building, 16 State Street.
 St. Louis 1, Mo.. 107 New Federal Building, 1114 Market Street.
 Salt Lake City 1, Utah: 321 Atlas Building, 36½ West Second Street.
 San Antonio 5, Tex.. 2023 Transit Tower Building.
 San Diego 1, Calif.. 806 Columbia Street.
 San Francisco 11, Calif.. 307 Customhouse, Washington and Battery Streets.
 Savannah, Ga.. 6 U. S. Courthouse and Post Office Building.
 Scranton 3, Pa.. First National Bank Building, Fourth Floor, Wyoming Avenue and Spruce Street.
 Seattle 4, Wash.. 809 Federal Office Building, First and Marion Streets.
 Sioux Falls 6, S. Dak.. 301 Policyholders National Building, 513 South Main Avenue.
 Spokane 8, Wash.. 5 Great Northwest Life Building, 1023 West Riverside Avenue.
 Syracuse 2, N. Y.. 701 Syracuse-Kemper Building, 224 Harrison Street.
 Texarkana 5, Tex.. 817 Texarkana National Bank Building, Broad at Pine Street.
 Toledo 4, Ohio: Huron Building, 445 Huron Street.
 Wichita 2, Kans.. 205 E. F. H. Building, 209 East William Street.
 Worcester 8, Mass.. State Mutual Building, 340 Main Street.
 (Sec. 12, Pub. Law 404, 79th Cong., 60 Stat. 244)

[SEAL] WILLIAM C. FOSTER,
Acting Secretary of Commerce.

[F. R. Doc. 47-2489; Filed, Mar. 17, 1947; 8:47 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[State Director Advice No. 348, Issued: 3/13/47]

PART 672—STATE DIRECTOR ADVICES

DISCONTINUANCE OF CLASSIFICATION OF REGISTRANTS

Pursuant to the provisions of the Administrative Procedures Act, the following directive issued under authority of the Selective Training and Service Act of 1940, as amended, is hereby made a matter of record: (Confirming telegram to all State Directors dated March 10, 1947).

§ 672.348 *Discontinuance of classification of registrants.* (a) The President has this date (March 10, 1947) sent a message to the Congress requesting legislation that will:

(1) Establish an Office of Selective Service Records to liquidate Selective Service and establish and maintain Federal record depots in the States, Territories, and possessions;

(2) Transfer property, records, personnel, and unexpended balances of appropriations from the Selective Service System to Office of Selective Service Records; and

(3) Provide regulations for confidential nature of records.

(b) I will inform you as soon as Congress takes action on the President's message. Effective immediately advise local boards to discontinue classification of all selective service registrants and the sending of questionnaires to registrants. Registration will be continued as provided by the act through March 31, 1947. Instructions relative to the liquidation of the system and the establishment and maintenance of Federal record depots will be forwarded to you immediately upon appropriate action by the Congress. (54 Stat. 885 as amended: 50 U. S. C. App. and Sup. 310)

LEWIS B. HERSHEY,
Director.

[F. R. Doc. 47-2500; Filed, Mar. 17, 1947; 8:45 a. m.]

Chapter IX—Office of Temporary Controls, Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 235, 56 Stat. 177, 59 Stat. 827, 59 Stat. 653, Pub. Laws 333 and 475, 79th Cong.; E. O. 9224, 7 F. R. 323; E. O. 9040, 7 F. R. 527; E. O. 9125, 7 F. R. 2719; E. O. 9539, 10 F. R. 10155; E. O. 9538, 10 F. R. 12591; C. P. A. Reg. 1, Nov. 5, 1945, 10 F. R. 13714; Housing Expediter's Priorities Order 1, Aug. 27, 1946, 11 F. R. 9507; E. O. 9309, Dec. 12, 1946, 11 F. R. 14231; OTC Reg. 1, 11 F. R. 14311.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1117]

STEVE SANDRENE

Steve Sandrene, 827 Johnston Street, Akron, Ohio, on or about August 16, 1946,

without authorization of the Civilian Production Administration, began and thereafter carried on construction of a commercial building for use as a restaurant and bar located at 959 East Waterloo Road, Akron, Ohio; the estimated cost of which was in excess of \$1,000.00. The beginning of construction and the carrying on of construction as aforesaid constituted a violation of Veterans' Housing Program Order No. 1. This violation has diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1117 *Suspension Order No. S-1117* (a) Neither Steve Sandrene, his successors or assigns, nor any other person shall do any further construction on the premises located at 959 East Waterloo Road, Akron, Ohio, including putting up, completing or altering the structure, unless hereafter authorized in writing by the Civilian Production Administration.

(b) Steve Sandrene shall refer to this order in any application or appeal which he may file with the Civilian Production Administration relating to the above premises.

(c) Nothing contained in this order shall relieve Steve Sandrene, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 14th day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2542; Filed, Mar. 14, 1947;
4:33 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1116]

CITY CHEVROLET CO. AND O. B. PEAVEY

The City Chevrolet Company, of 310 West "C" Street, San Diego, California, is a California Corporation that services and repairs passenger cars, trucks, and other vehicles, and O. B. Peavey is its President. On or about June 24, 1946, authorization on behalf of said Corporation was obtained from the Civilian Production Administration by O. B. Peavey, its President, for the construction of an open shed with concrete sills and floors, a total area of 3,380 feet, at an estimated cost of \$18,500. The City Chevrolet Company did thereafter begin and carry on construction of an automobile service and repair shop building at the above address approximating 14,000 square feet in area, at an estimated cost of \$80,000, of which \$75,000 has already been expended. An application of November 1, 1946 for additional authorization beyond that of June 24, 1946 was denied November 16, 1946. These violations have diverted critical materials to uses not au-

thorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1116 *Suspension Order No. S-1116*. (a) Neither the City Chevrolet Company (a California Corporation) nor O. B. Peavey, their successors or assigns, nor any other person shall do any further construction on the building on the premises bounded by Kettner Boulevard, Indiana Street, Ash Street and Beach Street, San Diego, California, including putting up, completing or altering said structure, unless hereafter specifically authorized in writing by the Civilian Production Administration.

(b) The City Chevrolet Company and O. B. Peavey shall refer to this order in any application or appeal which they may file with the Civilian Production Administration for authorization to carry on said construction.

(c) Nothing contained in this order shall be deemed to relieve the City Chevrolet Company or O. B. Peavey from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 17th day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2569; Filed, Mar. 17, 1947;
11:17 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1121]

JOSEPH KUKURUZA & STEPHEN KUKURUZA AND CHARLES MICK

Joseph Kukuruzza, 4816 Stickney Avenue, Cleveland, Ohio, and Stephen Kukuruzza, 3724 Cypress Avenue, Cleveland, Ohio, as owners, and Charles Mick, 12733 Plover Avenue, Lakewood, Ohio, as contractor, on or about August 2, 1946 without authorization of the Civilian Production Administration began construction and thereafter until about August 15, 1946 carried on construction of a one-story commercial building at 5398 State Road, Parma, Ohio, at an estimated cost of \$2,000. Thereafter, on or about October 25, 1946 the same parties, after a change of plans and without authorization of the Civilian Production Administration or the Federal Housing Administration, resumed construction and carried on construction of said building which was then to consist of two stories of which the ground floor was to be used for store and commercial purposes and the second story was to be used for residential purposes, and having an estimated cost of approximately \$8,500. The beginning and carrying on of construction as originally planned and the resumption and carrying on of construction under changed plans, as aforesaid, constituted grossly negligent violations of Veterans' Housing Program Order No. 1.

These violations have diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1121 *Suspension Order No. S-1121*. (a) Neither Joseph Kukuruzza, Stephen Kukuruzza, Charles Mick, their successors or assigns, nor any other person shall do any further construction on the building located at 5398 State Road, Parma, Ohio, including putting up, completing or altering the structure, unless hereafter authorized in writing by the Civilian Production Administration.

(b) Joseph Kukuruzza, Stephen Kukuruzza and Charles Mick shall refer to this order in any application or appeal which either of them may file with the Civilian Production Administration for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve Joseph Kukuruzza, Stephen Kukuruzza, Charles Mick, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 17th day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2568; Filed, Mar. 17, 1947;
11:17 a. m.]

Chapter XVIII—Office of Temporary Controls, Office of War Mobilization and Reconversion (Stabilization)

PART 4003—SUBSIDIES; SUPPORT PRICES

LIVESTOCK SLAUGHTER PAYMENTS

CROSS REFERENCE: For amendment of regulations covering the livestock slaughter program, affecting § 4003.51, see Part 4004 of this chapter, *infra*.

PART 4004—PRICE STABILIZATION; MAXIMUM PRICES

[Directive 41, Amdt. 10]

LIVESTOCK SLAUGHTER PAYMENTS

Section 4004.1 *Livestock slaughter payments* (Directive 41) is amended by the addition of subparagraph (7) of section 7 (e) to read as follows:

(7) As used in this section 7 (e), the phrase "authorized quota" was intended to and does mean the total live weight of livestock, by species, authorized to be slaughtered during an entire "quota period" or "interim quota period" as such periods are defined in Control Order 2³

¹ 10 F. R. 4494, 10031; 11 F. R. 1215, 3102, 4340, 7042, 12363, 13750; 12 F. R. 100.

² 11 F. R. 4657, 4666, 5070, 5306, 6136, 6542, 8828, 9689, 10003, 11011, 11378, 12054, 12865.

"Livestock Slaughter," issued by the Office of Price Administration; but was not intended to and does not apply to additional restrictions and limitations made on the quantity of livestock, by species, within the "authorized quota" that are authorized to be slaughtered during a part of a "quota period."

(56 Stat. 765; 58 Stat. 632, 642, 784; 59 Stat. 306; Pub. Law 548, 79th Cong., 15 U. S. C. Sup. 713a-8; 713a-8 note, 50 U. S. C. App. Sup. 901-903, 921-925, 961-971, E. O. 9250, Oct. 3, 1942, 7 F. R. 7871; E. O. 9328, Apr. 8, 1943, 8 F. R. 4681, E. O. 9599, Aug. 18, 1945, 10 F. R. 10155; E. O. 9651, Oct. 30, 1945, 10 F. R. 13487; E. O. 9697, Feb. 14, 1946, 11 F. R. 1691; E. O. 9699, Feb. 21, 1946, 11 F. R. 1929; E. O. 9762, July 25, 1946, 11 F. R. 8073; E. O. 9809, Dec. 12, 1946, 11 F. R. 14281)

Issued and effective this 12th day of March 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator.

[F. R. Doc. 47-2486; Filed, Mar. 17, 1947;
8:46 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 14,¹ Order 7]

PART 8314—DISPOSAL TO NONPROFIT INSTITUTIONS AND DISCOUNTS FOR EDUCATIONAL OR PUBLIC-HEALTH INSTITUTIONS OR INSTRUMENTALITIES

DISPOSAL OF PERSONAL PROPERTY TO EDUCATIONAL AND PUBLIC-HEALTH INSTITUTIONS AND INSTRUMENTALITIES

War Assets Administration Regulation 14, Order 7, January 13, 1947, entitled "Disposal of Personal Property to Educational and Public-Health Institutions and Instrumentalities," as amended January 27, 1947 (12 F. R. 396, 866) is hereby revised and amended as herein set forth.

The War Assets Administrator has determined that there is an urgent need by educational and public-health institutions for various types of equipment, which need in the case of educational institutions has become acute because of an abnormal increase in enrollment in the face of an accelerated obsolescence of existing equipment; that in the case of elementary and secondary educational institutions present facilities are wholly inadequate to provide proper instruction, and existing budgets are insufficient to enable said institutions to purchase the needed equipment; that with respect to public-health institutions a similar situation exists because of increased demands for health services, and the need for suitable equipment is acute.

The War Assets Administrator has further determined that the property which is listed in Exhibit A herein is critically needed by such educational and public-health institutions, that such property is suitable for educational and public-health use, and that it would be of great

public benefit to make such property available to said institutions at a nominal price.

In view of the foregoing considerations, the War Assets Administrator finds that the benefit which will accrue to the United States from the use of such property by educational and public-health institutions justifies disposal to them of such property at a nominal price, approximately sufficient to cover the cost of disposition, and that such nominal price should be five (5) percent of the fair value of the property as established by the disposal agency.

Pursuant to the foregoing, it is hereby ordered that:

§ 8314.57 *Disposal of personal property to educational and public-health institutions and instrumentalities.* (a) Notwithstanding the provisions of § 8314.9 of this part, disposal agencies, after making such provisions as may be necessary for offerings to priority claimants in accordance with the provisions of Part 8302,² are hereby authorized to sell property listed in Exhibit A herein to educational and public-health institutions and instrumentalities, as defined in § 8314.1, whose orders have been approved by the War Assets Administration, at a price equivalent to five (5) per cent of the fair value thereof, f. o. b. location.

(b) In considering applications or orders of individual educational institutions or instrumentalities for property listed in Exhibit A, special consideration shall be given to the needs of elementary and secondary educational institutions.

(c) Applications or orders for instructional equipment which have been or shall be approved by the Federal Works Agency, in accordance with § 8314.56³ of this part, shall not be affected by the provisions of this section.

(d) When any of the property listed in Exhibit A herein is or shall be in conflict with any list of property set aside for veterans under § 8302.59² as now or hereafter in effect, the provisions of § 8302.59 shall be controlling.

(Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611) Public Law 181, 79th Cong. (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b), and E. O. 9689 (11 F. R. 1265).)

This revision of this section shall become effective March 13, 1947.

ROBERT M. LITTLEJOHN,
Administrator.

MARCH 3, 1947.

NOTE: Exhibit A revised March 3, 1947.

EXHIBIT A

CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC-HEALTH USE

- 31 1211 200 Steam turbines, mechanical drive, single stage, non-condensing.
- 41 4400 Object detection apparatus (radar).
- 56 3100 Telescopes.
- 56 7100 Magnifiers (including reading glasses and lenses).

- 59 8000 Optical elements and assemblies, except ophthalmic, photographic, and projection.
- 57 1110 Glass stem thermometers, industrial.
- 57 1150 Solid expansion thermometers.
- 57 1160 Pressure tube thermometer systems.
- 57 1180 Thermometer accessories.
- 57 1200 Electric resistance temperature instruments and accessories.
- 57 1310 Pyrometers, electrical type.
- 57 1320 Pyrometers, radiation type.
- 57 1330 Pyrometers, thermocouple type.
- 57 1520 Hygrometric instruments, hygrometers.
- 57 1900 Temperature and hygrometric instruments and accessories, not elsewhere classified.
- 57 2100 Voltmeters and millivoltmeters.
- 57 2200 Ammeters and milliammeters.
- 57 2500 Ohmmeters.
- 57 2900 Electric quantity instruments and accessories, not elsewhere classified.
- 57 3100 Pressure measuring instruments (pressure gauges) Bourdon tube, bellows and diaphragm types.
- 57 3300 Barometers.
- 57 3500 Draft gauges.
- 57 3900 Pressure measuring instruments, gauges, and accessories, not elsewhere classified.
- 57 4100 Flow and liquid type level instruments, differential pressure.
- 57 4200 Flow instruments, differential pressure, dry type.
- 57 4300 Flow ratio instruments.
- 57 4600 Anemometers.
- 57 4700 Area flow meters.
- 57 4800 Liquid level float instruments.
- 57 4900 Flow and liquid level instruments and accessories, not elsewhere classified.
- 57 5220 Position measuring instruments, electrically operated.
- 57 5300 Tachometers.
- 57 5400 Timing controls.
- 57 5500 Cycle controls.
- 57 5700 Counters.
- 57 5800 Dial indicators.
- 57 5900 Mechanical motion, rotation, timing and cycle instruments, and accessories, not elsewhere classified.
- 57 7000 Control valves and regulators, except voltage.
- 57 8100 Combination instruments, temperature-pressure.
- 57 8200 Combination instruments, temperature-humidity.
- 57 8700 Combination instruments, flow-temperature-pressure.
- 57 8800 Combination instruments, pressure-vacuum.
- 57 9110 Hydrometers.
- 57 9320 Gas analyzers, electrical.
- 57 9400 Combustion controls.
- 57 9900 Indicating, recording and controlling instruments and accessories, except watches and clocks, not elsewhere classified.
- 58 3000 Surgical and medical instruments, except diagnostic (Japanese instruments only).
- 58 4930 Field hospital food carts.
- 58 5310 Field hospital laboratory incubators.
- 58 8210 Tracing papers, transparentized.
- 59 2100 Mobile and water purification units.
- 59 2900 Thermo-compression distillation units.
- 59 5120 Hand fire extinguishers, vaporizing liquid (carbon tetrachloride).
- 59 5140 Hand fire extinguishers, carbon dioxide.
- 59 5639 Fire hose nozzles.
- 79 7803 Carbon paper.
- 79 7911 Typewriter ribbons (ink ribbons).
- 96 5442 Child care equipment units.
- 96 5450 Clinical and infirmary equipment units.

¹ 11 F. R. 11505, 12 F. R. 257.

² Reg. 2, Order 9 (Issued March 1, 1947).

³ Reg. 14, Order 6 (11 F. R. 11704, 14106).

EXHIBIT A—Continued
CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC HEALTH USE—continued

MACHINE TOOLS

References to code classification are taken from the Directory of Metalworking Machinery (1945) compiled under the supervision of the Committee on Metalworking Machinery of the Technical Committee on Standard Commodity Classification]

BORING MACHINE—HORIZONTAL, PRECISION RIDGE TYPE SINGLE END

[Manufacturer: Stokermitt Corp., Milwaukee, Wis.]

Model and description	Size and capacity	Sales price	Code
Mod 1 Single end	4 diameter bore x 9' table travel	\$354 00	3411 21 11 30
[Manufacturer: The Toledo General Manufacturing Company, Toledo, Ohio]			
DRILLING MACHINE OR DRILL PRESS—BENCH OR FLOOR SINGLE OR MULTIPLE SPINDLE (EXCEPT 110 VOLT SINGLE PHASE)			
Model DAH bench box column	3/4" drill capacity 16' swing 1 spindle	\$97 00	3413 11 31 76
Do	3/4" drill capacity 16' swing 2 spindle	164 00	3413 11 32 76
Do	3/4" drill capacity 16' swing 3 spindle	227 00	3413 11 33 76
Model DAV bench box column	3/4" drill capacity 16' swing 1 spindle	109 00	3413 11 31 76
Do	3/4" drill capacity 16' swing 2 spindle	191 00	3413 11 32 76
Do	3/4" drill capacity 16' swing 3 spindle	276 00	3413 11 33 76
Model DBH bench box column	3/4" drill capacity 16' swing 1 spindle	101 00	3413 11 51 41
Do	3/4" drill capacity 16' swing 2 spindle	172 00	3413 11 52 41
Do	3/4" drill capacity 16' swing 3 spindle	220 00	3413 11 53 41
Model DBV bench box column	3/4" drill capacity 16' swing 1 spindle	110 00	3413 11 51 41
Do	3/4" drill capacity 16' swing 2 spindle	188 00	3413 11 52 41
Do	3/4" drill capacity 16' swing 3 spindle	270 00	3413 11 53 41
Model DAH floor box column	3/4" drill capacity 16' swing 1 spindle	118 00	3413 21 31 46
Do	3/4" drill capacity 16' swing 2 spindle	191 00	3413 21 32 46
Do	3/4" drill capacity 16' swing 3 spindle	262 00	3413 21 33 46
Model DAV floor box column	3/4" drill capacity 16' swing 1 spindle	117 00	3413 21 31 46
Do	3/4" drill capacity 16' swing 2 spindle	202 00	3413 21 32 46
Do	3/4" drill capacity 16' swing 3 spindle	296 00	3413 21 33 46
Model DBH floor box column	3/4" drill capacity 16' swing 1 spindle	130 00	3413 21 51 41
Do	3/4" drill capacity 16' swing 2 spindle	193 00	3413 21 52 41
Do	3/4" drill capacity 16' swing 3 spindle	268 00	3413 21 53 41
Model DBV floor box column	3/4" drill capacity 16' swing 1 spindle	128 00	3413 21 51 41
Do	3/4" drill capacity 16' swing 2 spindle	211 00	3413 21 52 41
Do	3/4" drill capacity 16' swing 3 spindle	311 00	3413 21 53 41
Model KBH floor box column	3/4" drill capacity 16' swing 1 spindle	146 00	3413 21 51 81
Do	3/4" drill capacity 16' swing 2 spindle	237 00	3413 21 52 81
Do	3/4" drill capacity 16' swing 3 spindle	323 00	3413 21 53 81
Model KBV floor box column	3/4" drill capacity 16' swing 1 spindle	142 00	3413 21 51 81
Do	3/4" drill capacity 16' swing 2 spindle	241 00	3413 21 52 81
Do	3/4" drill capacity 16' swing 3 spindle	346 00	3413 21 53 81
Model KB-VS floor box column	1" drill capacity, 16' swing 1 spindle	142 00	3413 21 81 81
Do	1" drill capacity, 16' swing 2 spindle	241 00	3413 21 82 01
Do	1" drill capacity, 16' swing 3 spindle	346 00	3413 21 83 01

EXHIBIT A—Continued

CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC HEALTH USE—continued

MACHINE TOOLS—Continued

DRILLING MACHINE OR DRILL PRESS—BENCH OR FLOOR SINGLE OR MULTIPLE SPINDLE (EXCEPT 110 VOLT SINGLE PHASE)—continued

[Manufacturer: The Toledo General Manufacturing Company Toledo Ohio]

Model and description	Size and capacity	Sales price	Code
Model KTH floor box column	3/4" drill capacity 24' swing 1 spindle	\$160 00	3413 21 61 81
Do	3/4" drill capacity 24' swing 2 spindle	252 00	3413 21 62 81
Do	3/4" drill capacity 24' swing 3 spindle	346 00	3413 21 63 81
Model KTV floor box column	3/4" drill capacity 24' swing 1 spindle	155 00	3413 21 61 81
Do	3/4" drill capacity 24' swing 2 spindle	260 00	3413 21 62 81
Do	3/4" drill capacity 24' swing 3 spindle	369 00	3413 21 63 81
Model KTV-VS floor box column	1" drill capacity 24' swing 1 spindle	155 00	3413 21 91 01
Do	1" drill capacity 24' swing 2 spindle	260 00	3413 21 92 01
Do	1" drill capacity 24' swing 3 spindle	369 00	3413 21 93 01
[Manufacturer: Pratt & Whitney West Hartford Conn.]			
DRILLING MACHINES—DEEP HOLE BACK SPOT FACING AND MISCELLANEOUS DRILLS			
Size 1, Deep hole drill	1 1/4" stroke, 2 spindle	\$926 00	3413 81 12 10
Do	3 1/2" stroke 2 spindle	954 00	3413 81 12 28
[Manufacturer: The Hamilton Tool Co. Hamilton Ohio]			
GEAR HOBBER—HORIZONTAL			
No 00 Spur gear hobber	2' diameter, 1 1/2" feed	\$549 00	3414 11 11 49
No 1 Spur and spiral gear hobber	6' diameter, 5" feed	989 00	3414 11 21 53
[Manufacturer: Pratt & Whitney Division, Hartford, Conn.]			
GEAR TOOTH GRINDER—GENERATING TYPE FOR SPUR AND HELICAL GEARS			
Mod 1835 Spur gear grinder	10 1/4" diameter, 6 face	\$1 791 00	3414 71 11 00
Mod 1839 Helical gear grinder	10 1/4" diameter 6" face	2 628 00	3414 71 12 00
[Manufacturer: The Gear Grinding Machine Co. Detroit, Mich.]			
GEAR TOOTH GRINDER—FOR SPUR GEARS EXTERNAL AND INTERNAL (FORMED WHEEL TYPE MACHINE)			
GG-34, External gear grinder	12 diameter 15 1/2" O to O	\$2 483 00	3414 71 21 00
GG-19, Comb, external gear and spline grinder	10 diameter, 2 1/2" O to O	1,882 00	3414 71 21 00
GG-31 Internal gear and spline grinder	12 diameter, 3" face width	2,693 00	3414 71 23 00
GG-29 external and internal gear grinder	12 diameter external 8" diameter internal	2 648 00	3414 71 00 00
[Manufacturer: National Broach & Machine Co., Detroit, Mich.]			
Mod S G D ₂ Gear or spline grinder	12" pitch diameter x 32" stroke	\$2,429 00	3414 71 21 00
[Manufacturer: Pratt & Whitney Division, Hartford, Conn.]			
Mod. M-1504 Rotary type spur gear tooth grinder	12" pitch diameter 1 1/4" face	\$1 392 00	3414 71 21 00
[Manufacturer: Vinco Corp., Detroit, Mich.]			
Mod. C3-12, Horizontal spline or gear grinder	14 swing 30" stroke	\$2,865 00	3414 71 21 00

EXHIBIT A—Continued
CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC HEALTH USE—continued
MACHINE TOOLS—Continued
LATHES PRODUCTION—BETWEEN CENTERS AUTOMATIC HORIZONTAL SINGLE SPINDLE—continued
 [Manufacturer: Lipo Railway Corp Syracuse N Y]

Model and description	Size and capacity	Sales price	Code
Carbo Matic automatic hydraulic lathe	16 swing over bed 5 over carriage x 30' centers	\$1 263 00	3416 61 52 73
[Manufacturer: Sundstrand Machine Tool Co., Rockford, Ill.]			
Mod. 8 Automatic lathe	8 swing x 15 center to center	\$715 00	3416 61 31 75
Do	8 swing x 23 center to center	767 00	3416 61 31 81
Do	8 swing x 36 center to center	826 00	3416 61 31 83
Mod. 10 Automatic lathe	10 swing x 16 center to center	822 00	3416 61 32 07
Do	10 swing x 22 center to center	870 00	3416 61 32 08
Do	10 swing x 34 center to center	1 020 00	3416 61 32 09
Do	10 swing x 46 center to center	1 128 00	3416 61 32 10
Mod. 12 Automatic lathe	12 swing x 16 center to center	1 242 00	3416 61 32 15
Do	12 swing x 22 center to center	1 681 00	3416 61 32 17
Do	12 swing x 31 center to center	1 196 00	3416 61 32 18
Do	12 swing x 46 center to center	1 233 00	3416 61 32 19
Mod. 15 Automatic lathe	15 swing x 22 center to center	1 349 00	3416 61 32 17
		1 102 00	3416 61 51 89
SCREW MACHINE—SINGLE AND MULTIPLE SPINDLE BAR TYPE AUTOMATIC			
[Manufacturer: Cono Automatic Machine Co Windsor Vt.]			
Mod. CQ Automatic screw machine	7/8" diameter bar capacity 8 spindle	\$1 005 00	3416 70 10 14
[Manufacturer: Greenlee Bros & Co Rockford Ill.]			
Mod. 1V Automatic screw machine	1" diameter bar capacity 6 spindle	\$2 216 00	3416 75 20 02
[Manufacturer: The National Acme Co Cleveland Ohio]			
Mod. 3/4" R-6 Automatic screw machine	3/4" diameter bar capacity 6 spindle	\$2 105 00	3416 75 10 06
Mod. 1/2" R-6 Automatic screw machine	1/2" diameter bar capacity 6 spindle	2 105 00	3416 75 10 09
Mod. 3/8" R-6 Automatic screw machine	3/8" diameter bar capacity 6 spindle	1 002 00	3416 75 10 09
Mod. 1/4" R-6 Automatic screw machine	1/4" diameter bar capacity 6 spindle	2 221 00	3416 75 10 12
Mod. 1" RA-6 Automatic screw machine	1" diameter bar capacity 6 spindle	2 293 00	3416 75 20 02
	do	3 036 00	3416 75 20 02
[Manufacturer: New Britain Gridley Machine Co., New Britain, Conn.]			
Mod. 60 Automatic screw machine	3/4" diameter bar capacity 6 spindle	\$1 778 00	3416 75 10 10
Mod. 204 Automatic screw machine	do	1 059 00	3416 75 10 10
Mod. 314 Automatic screw machine	do	1 059 00	3416 75 10 10
Mod. 60 Automatic screw machine	1" diameter bar capacity 6 spindle	2 741 00	3416 75 20 03
MILLING MACHINE—VERTICAL KNEE TYPE EXCEPT BENCH MODELS			
[Manufacturer: Cincinnati Milling & Grinding Machines, Inc., Cincinnati, Ohio]			
No. 1-L	22" table travel	\$1 032 00	3417 23 10 23
No. 2-L	28" table travel	1 089 00	3417 23 10 23
No. 1-M	22" table travel	1 349 00	3417 23 10 23
No. 2-M	28" table travel	1 407 00	3417 23 10 23
No. 2-DEL	do	2 255 00	3417 23 10 23
No. 2-MSDT Dial type	do	2 246 00	3417 23 10 23
MILLING MACHINE—VERTICAL KNEE TYPE (NOT INCLUDING BENCH TYPE)			
[Manufacturer: Index Machine & Tool Co., Jackson, Mich.]			
Mod. 39-H Vertical milling machine knee type	16" table travel	---	3417 23 10 15
Mod. 40-H Vertical milling machine knee type	do	---	3417 23 10 15

EXHIBIT A—Continued
CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC HEALTH USE—continued
MACHINE TOOLS—Continued
BENCH FLOOR AND SNAG GRINDERS—ALL SIZES WITH WHEELS OVER 8" DIAMETER AND DRIVING MOTORS OTHER THAN 110 VOLTS—continued
 [Manufacturer: Hammond Machinery Builders Inc Kalamazoo Mich.]

Model and description	Size and capacity	Sales price	Code
Mod. ND-10 Floor double end dry	10" diameter wheel	\$82 00	3415 83 20 10
Mod. ND-10 Floor double end, dry	do	41 00	3415 83 20 10
Mod. ND-11 Floor double end, dry	12" diameter wheel	73 00	3415 83 20 10
Mod. ND-12 Floor double end, dry	do	119 00	3415 83 20 12
Mod. RV-2 Floor double end, dry	do	66 00	3415 83 20 12
Mod. ND-14 Floor double end, dry	14" diameter wheel	77 00	3415 83 20 12
Mod. ND-14 Floor double end, dry	do	131 00	3415 83 20 14
Mod. WSX-3 Floor double end, dry	do	132 00	3415 83 20 14
Mod. OK-10 Floor comb grind & buff	10" diameter wheel	133 00	3415 83 22 12
Mod. OK-12 Floor comb grind & buff	12" diameter wheel	130 00	3415 83 22 12
Mod. OK-14 Floor comb grind & buff	14" diameter wheel	60 00	3415 83 22 12
		70 00	3415 83 22 14
[Manufacturer: Queen City Machine Tool Co Cincinnati Ohio]			
Mod. 1-B Double end, bench grinder	7" diameter wheel	\$11 00	3415 81 20 07
Mod. 1-B Double end, bench grinder	8" diameter wheel	14 00	3415 81 20 08
Mod. 1-P Double end, floor grinder	7" diameter wheel	34 00	3415 81 30 10
Mod. 1-P Double end, floor grinder	8" diameter wheel	14 00	3415 83 10 07
Mod. 1-P Double end, floor grinder	10" diameter wheel	18 00	3415 83 10 08
Mod. 3-F Double end, floor grinder	10" diameter wheel	42 00	3415 83 20 10
Mod. 4-F Double end, floor grinder	12" diameter wheel	64 00	3415 83 20 12
Mod. 10-F Double end, floor grinder	do	74 00	3415 83 20 12
Mod. 11-F Double end, floor grinder	14" diameter wheel	93 00	3415 83 20 14
Mod. 6-BF Comb grind and buff	10" diameter wheel	41 00	3415 83 22 00
Mod. 7-BF Comb grind and buff	12" diameter wheel	62 00	3415 83 22 00
Mod. 10-BF Comb grind and buff	do	76 00	3415 83 22 00
Mod. 17-BF Comb grind and buff	14" diameter wheel	93 00	3415 83 22 00
Mod. 8-DF Comb grind and disc sander	10" diameter wheel	68 00	3415 83 30 00
Mod. 9-DF Comb grind and disc sander	12" diameter wheel	76 00	3415 83 30 00
Mod. 13-DF Comb grind and disc sander	do	99 00	3415 83 30 00
Mod. 15-DF Comb grind and disc sander	14" diameter wheel	121 00	3415 83 30 00
[Manufacturer: Walker Turner Co Inc Plainfield N J]			
Mod. GR-50 Bench, double end, dry	7" diameter wheel	\$17 00	3415 81 20 07
Mod. GR-100 Bench, double end, dry	10" diameter wheel	30 00	3415 81 30 10
Mod. GR-50 Floor, double end, dry	7" diameter wheel	22 00	3415 83 10 07
Mod. GR-100 Floor, double end, dry	10" diameter wheel	39 00	3415 83 10 07
Mod. CQ-50 Comb grind and disc sand	7" diameter wheel	22 00	3415 83 30 07
MISCELLANEOUS GRINDERS—SPINDLE GRINDER AND RADIUS GRINDERS			
[Manufacturer: The Gear Grinding Machine Co Detroit Mich.]			
Mod. SG-11 Spindle grinding machine	6" diameter 24" centers	\$2 027 00	3415 92 00 00
CHUCKING MACHINE—AUTOMATIC VERTICAL MULTIPLE SPINDLE TYPE			
[Manufacturer: Bullard Co Bridgeport Conn.]			
Mod. D Mult Au Matic	34" swing 4 spindle	\$19,393 00	3416 54 10 83
LATHES PRODUCTION—BETWEEN CENTERS AUTOMATIC HORIZONTAL SINGLE SPINDLE			
[Manufacturer: Jones & Lamson Machine Co Springfield Vt.]			
No. 8 Fay automatic	8" swing x 15 center to center	\$703 00	3416 61 31 75
Do	8" swing x 21 center to center	736 00	3416 61 31 81
No. 12 Fay automatic	12" swing x 15 center to center	1 127 00	3416 61 51 60

EXHIBIT A—Continued
CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC HEALTH USE—continued
MACHINE TOOLS—Continued

MILLING MACHINE—BED TYPE VERTICAL AND ANGULAR HEAD TYPE

[Manufacturer: Cincinnati Milling & Grinding Machines, Inc., Cincinnati, Ohio]

Model and description	Size and capacity	Sales price	Code
Mod 0 8 Bed type vertical, automatic	8' table travel x 6" table width	\$521 00	3417 45 10 20

PROFILING MACHINES AND DUPLICATORS—ALL TYPES AND SIZES

[Manufacturer: National Broach & Machine Co., Detroit, Mich]

Mod P1A, Double spindle hand operated	20" table travel	\$1 200 00	3417 01 20 00
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THREAD MILLING MACHINE

[Manufacturer: Hall Planetary Co., Philadelphia, Pa.]

Style B, Planetary, single spindle horizontal	6" over ways	\$1,141 00	3417 83 00 00
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MILLING MACHINE—SPINDLE MILLERS, SPIN MILLERS AND ROUTERS

[Manufacturer: Rice Barton Corp., Worcester, Mass.]

Mod 4' Twin spindle milling machine --	4' maximum length spindle	\$318 00	3417 01 00 00
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[Manufacturer: The Taylor & Fenn Co., Hartford, Conn.]

Mod M-53 Duplex spindle milling machine	1 1/2' width x 4 1/2" length	\$249 00	3417 01 00 00
Mod M-54 Duplex spindle milling machine	1 1/2' width x 6" length	\$243 00	3417 01 00 00

MILLING MACHINE, MISCELLANEOUS—SLOT MILLER

[Manufacturer: Superior Machine & Engineering Co., Detroit, Mich.]

Superior oscillating spindle slot miller	3/8" wide x 3' long maximum slot	\$170 00	3417 00 00 00
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SHAPERS AND FLOTTERS—ALL VERTICAL MECHANICAL OR HYDRAULICALLY OPERATED MACHINES

[Manufacturer: Daughis Machinery Co., Inc., New York, N. Y.]

No 7-A, Daughis vertical shaper	7 1/2" stroke	\$737 00	3410 17 10 07
No 8-A, Daughis vertical shaper	8 1/2" stroke	\$733 00	3410 17 20 07
No 10-A, Daughis vertical shaper	10" stroke	\$731 00	3410 17 30 10

[Manufacturer: Morey Machinery Co., New York, N. Y.]

8" Morey vertical shaper	8" stroke	\$1,243 00	3410 17 20 03
12" Morey vertical shaper	12" stroke	\$2,019 00	3410 17 30 13
14" Morey vertical shaper	14" stroke	\$2,323 00	3410 17 30 14

LAPPING MACHINES—FLAT, CYLINDRICAL AND COMBINATION MACHINES

[Manufacturer: Norton Co., Worcester, Mass.]

Mod 20-F, Norton hyprolap	26" wheel diameter	\$1,400 00	3410 25 30 20
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EXHIBIT A—Continued
CATEGORIES SUITABLE FOR EDUCATIONAL AND PUBLIC HEALTH USE—continued
MACHINE TOOLS—Continued

MILLING MACHINE—BED TYPE, HORIZONTAL SPINDLE PLAIN OR RISE AND FALL, SIMPLEX OR DUPLEX

[Manufacturer: Brown & Sharpe Manufacturing Co., Providence, R. I.]

Model and description	Size and capacity	Sales price	Code
Mod 000, Plain bed type (Simplex).....	6' table travel x 8' width	\$304 00	3417 41 10 42
Mod 10, Plain bed type also controlled (Sim-plex).....	12' table travel x 10" width	789 00	3417 41 20 04
Mod 10, Plain bed type also controlled (Sim-plex).....	18" table travel x 10' width	835 00	3417 41 30 10
Mod 12, Plain bed type, also controlled (Sim-plex).....	18' table travel x 12" width	069 00	3417 41 30 30
Mod 12, Plain bed type also controlled (Sim-plex).....	24" table travel x 12" width	\$1,000 00	3417 41 30 35
Mod 33, Plain bed type (Simplex).....	34' table travel x 12 1/2" width	009 00	3417 41 40 22
Mod 22, Plain bed type (Simplex).....	22" table travel x 16" width	074 00	3417 41 30 40
Mod 37, Plain bed type (Duplex).....	34' table travel x 12 1/2" width	010 00	3417 43 20 31

[Manufacturer: Cincinnati Milling & Grinding Machines, Inc., Cincinnati, Ohio]

Mod 0-8, Plain, automatic, bed type.	8' table travel x 6 1/2' width	\$469 00	3417 41 20 20
Mod 2-18, Plain, automatic, bed type.	18" table travel x 11" width	1,663 00	3417 41 30 20
Mod 2-21, Plain, automatic, bed type.	21" table travel x 11" width	1,163 00	3417 41 30 25
Mod 0-8, Plain, rise and fall, bed type.	8" table travel x 6 1/2" width	252 00	3417 42 10 31
Mod 2-18, Plain, rise and fall, bed type	18' table travel x 11" width	1,321 00	3417 42 20 31
Mod 2-21, Plain, rise and fall, bed type	21' table travel x 11" width	1,331 00	3417 42 20 37

[Manufacturer: Kearney and Trechter Corp., Milwaukee, Wis.]

Mod M-18, Bed type, automatic, duplex	18" table travel x 12" width	\$1,630 00	3417 41 20 20
Mod M-21, Bed type, automatic, duplex	21" table travel x 12" width	1,200 00	3417 41 20 20
Mod M-24, Bed type, automatic, duplex	24" table travel x 12" width	1,140 00	3417 41 20 25
Mod M-27, Bed type, automatic, duplex	27" table travel x 12" width	1,223 00	3417 41 20 35
Mod M-32, Bed type, automatic, duplex	32" table travel x 14" width	1,340 00	3417 41 20 45
Mod M-34, Bed type, automatic, duplex	34" table travel x 14" width	1,422 00	3417 41 20 45
Mod M-36, Bed type, automatic, duplex	36" table travel x 12" width	1,507 00	3417 43 10 21
Mod M-38, Bed type, automatic, duplex	38" table travel x 12" width	1,700 00	3417 43 20 21
Mod M-40, Bed type, automatic, duplex	40" table travel x 14" width	1,800 00	3417 43 20 37
Mod M-42, Bed type, automatic, duplex	42" table travel x 12" width	1,623 00	3417 43 20 37

[Manufacturer: Kent Owens Machine Co., Toledo, Ohio]

Mod 23, Plain, cam feed, bed type, single spindle	16' table travel x 8 1/4" width	\$418 00	3417 41 20 42
Mod 1-8, Plain, hydraulic, bed type, single spindle	8' table travel x 6" width	424 00	3417 41 20 49
Mod 1-3-DS, Plain, hydraulic, bed type, double spindle	do --	631 00	3417 41 20 50
Mod 1-14, Plain, hydraulic, bed type, single spindle	14" table travel x 6" width	534 00	3417 41 20 50
Mod 1-4-V, Plain, hydraulic, bed type, single spindle	8" table travel x 6" width	522 00	3417 49 00 00

[Manufacturer: The Ohio Machine Tool Co., Kenton, Ohio]

No 10 30, Plain bed type	30" table travel x 16" width	\$1,153 00	3417 41 40 40
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[Manufacturer: U S Tool Co., Inc., Ampere, N. J.]

Mod M-1-5, Automatic, bed type, left hand	6" table travel x 6" table width	\$368 00	3417 41 10 30
Mod M-1-6, Automatic, bed type, right hand	do	369 00	3417 41 10 30
Mod M-1-6, Automatic, bed type, right hand	6" table travel x 6" table width	533 00	3417 41 10 30
Mod M-1-6-5, Automatic, bed type	do	533 00	3417 41 10 30
Mod Duplex, Automatic, bed type	6" table travel x 6" table width	771 00	3417 41 00 00

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Administration (Old-Age and Survivors Insurance), Federal Security Agency

[Reg. No. 3,¹ Further Amended]

PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

BENEFITS IN CASE OF DECEASED WORLD WAR II VETERANS

Regulations No. 3, as amended (20 CFR, Cum. Sup., 403.1 et seq.) are further amended as follows:

1. Section 403.101 is amended by changing the word "eight" in the last sentence of the second paragraph thereof to read "nine."

2. Section 403.101 is further amended by adding a new undesignated paragraph at the end thereof to read as follows:

§ 403.101 *Scope of regulations.* * * *

Subpart J—Benefits in case of deceased World War II veterans.

3. A new Subpart J is added immediately following Subpart I, to read as follows:

SUBPART J—BENEFITS IN CASE OF DECEASED WORLD WAR II VETERANS

Sec.	
403.1001	General effect of section 210 of the act.
403.1002	Requirements under section 210 (a).
403.1003	Rights conferred under section 210 (a).
403.1004	Meaning of terms.
403.1005	Relation of social security payments to Veterans' Administration benefits.
403.1006	Time of death of veteran as affecting application for and payment of benefits and a lump sum.
403.1007	Supporting evidence as to right to receive benefits and lump sums.

AUTHORITY: §§ 403.1001 to 403.1007 issued under sec. 1102, 49 Stat. 647, sec. 205 (a), 53 Stat. 1368; 42 U. S. C. 405 (a); sec. 4, Reorg. Plan No. 2 of 1946, 11 F. R. 7873.

SUBPART J—BENEFITS IN CASE OF DECEASED WORLD WAR II VETERANS

§ 403.1001 *General effect of section 210 of the act.* Section 210 of the act, as amended, is designed, in general, to give survivors of a veteran of World War II who meets certain requirements the same old-age and survivors insurance rights to which they would be entitled had the veteran died fully insured. Any veteran who meets these requirements and who died within 3 years following separation from active service is deemed to have died fully insured, to have an average monthly wage of not less than \$160, and to have been paid wages of not less than \$200 in each calendar year in which he had 30 days or more of active military or naval service after September 16, 1940.

The benefits provided are not available where death occurs in active military or naval service, or where the veteran is separated from active service after the expiration of 4 years and 1 day following the termination of World

War II. Survivors otherwise eligible for such benefits are barred from receiving benefits or a lump sum where pension or compensation under veterans' laws is determined by the Veterans' Administration to be payable with respect to the death of the veteran, but this does not preclude payment of benefits or a lump sum based on the veteran's covered employment.

Under certain conditions, benefits are payable retroactively to the time of the veteran's death, and benefits otherwise payable on a veteran's wage record may be recomputed where a higher average monthly wage or additional increment years are granted by section 210.

Claims of survivors will not be adjudicated under this subpart if entitlement to all benefits provided by section 210 may be established on the basis of the veteran's wage record.

SECTION 210 (a) OF THE ACT (60 STAT. 970)

Any individual who has served in the active military or naval service of the United States at any time on or after September 16, 1940, and prior to the date of the termination of World War II, and who has been discharged or released therefrom under conditions other than dishonorable after active service of ninety days or more, or by reason of a disability or injury incurred or aggravated in service in line of duty, shall in the event of his death during the period of three years immediately following separation from the active military or naval service, whether his death occurs on, before, or after the date of the enactment of this section, be deemed:

(1) To have died a fully insured individual;

(2) To have an average monthly wage of not less than \$160; and

(3) For the purposes of section 203 (e) (2), to have been paid not less than \$200 of wages in each calendar year in which he had thirty days or more of active service after September 16, 1940.

This section shall not apply in the case of the death of any individual occurring (either on, before, or after the date of the enactment of this section) while he is in the active military or naval service, or in the case of the death of any individual who has been discharged or released from the active military or naval service of the United States subsequent to the expiration of four years and one day after the date of the termination of World War II.

SECTION 210 (e) OF THE ACT (60 STAT. 981)

For the purposes of this section the term "date of the termination of World War II" means the date proclaimed by the President as the date of such termination, or the date specified in a concurrent resolution of the two Houses of Congress as the date of such termination, whichever is the earlier.

§ 403.1002 *Requirements under section 210 (a) — (a) When requirements are met.* An individual meets the requirements of section 210 (a) provided:

(1) He served in the active military or naval service of the United States (see § 403.1004 (a)) on or after September 16, 1940, and prior to the date of termination of World War II; and

(2) He was discharged or released from active service under conditions other than dishonorable (see § 403.1004 (c)), and

(3) He had at least 90 days active service, or, if his total service was less than 90 days, he was discharged or released by reason of disability or injury incurred

or aggravated in service in line of duty (see § 403.1004 (b)) and

(4) He died within 3 years after his separation from active service.

(b) *When requirements are not met.* An individual does not meet the requirements of section 210 (a) where:

(1) He died while in the active military or naval service; or

(2) He was separated from active service more than 4 years and 1 day after the date of termination of World War II (see § 403.1004 (d)).

Example 1: V, a reserve officer, is released to inactive duty in September 1945 after 38 months of active satisfactory service in the Marine Corps. He dies in December 1947. V meets the requirements of this section.

If V had been recalled to active duty and died in service, he would not meet the requirements of this section.

Example 2: V enlists in the Army in 1945. V is honorably discharged in January 1952 and dies in 1953.

If World War II should be officially terminated on June 30, 1947, V would not meet the requirements of this section since he was separated from active service more than 4 years and 1 day after the end of the war.

§ 403.1003 *Rights conferred under section 210 (a) — (a) Fully insured status.* An individual who meets the requirements of section 210 (a) (see § 403.1002) is deemed to have died a fully insured individual (see § 403.201).

Example: V is honorably discharged from the Army in 1946 after 3 years of active service. He dies in 1949. He was never in covered employment.

V is deemed to have died a fully insured individual.

(b) *Average monthly wage.* An individual who meets the requirements of section 210 (a) (see § 403.1002) is deemed to have an average monthly wage of not less than \$160. Where the average monthly wage, computed on the basis of such an individual's wage record (see § 403.302), exceeds \$160, benefits or a lump sum may be paid based on such higher average monthly wage provided that entitlement to such benefits or a lump sum may be established without recourse to section 210 of the act (see paragraph (a) of this section).

Example 1: V, who meets the requirements of section 210 (a), was fully insured on the basis of his wage record and had an average monthly wage of \$107.

Benefits or a lump sum may be payable to qualified survivors computed on the basis of the average monthly wage of \$160 provided under section 210.

Example 2: V, who meets the requirements of section 210 (a), was currently insured on the basis of his wage record and had an average monthly wage of \$200. He is survived by a widow, W, age 39, and a child, C, age 5.

Upon filing applications for widow's current and child's benefits, benefits may be paid to W and C if they are otherwise qualified for benefits, based on the average monthly wage of \$200, because such benefits can be paid without recourse to section 210.

However, when W qualifies for widow's benefits at age 65, benefits will be paid based on the average monthly wage of \$160 provided under section 210, since such benefits would not be payable to W except by recourse to the fully insured status provided under section 210.

(c) *"Increment years."* An individual who meets the requirements of section

¹ 12 F. R. 570.

210 (a) (see § 403.1002) is deemed for the purposes of section 209 (e) (2) of the act (see § 403.301 (b)) to have been paid not less than \$200 of wages in each calendar year in which he had 30 days or more of active service after September 16, 1940. The years on which the computation provided in section 209 (e) (2) of the act are based are referred to as "increment years."

If such individual was fully or currently insured on his wage record, and entitlement to the benefits or the lump sum payable could have been established without recourse to section 210 of the act (see paragraph (a) of this section) the "increment years" based on the wage record will be combined with those provided under section 210 of the act. Not more than one "increment year" may be allowed for any calendar year.

Example 1: V served in the Army from November 1, 1944, until his honorable discharge in March 1946. He died in August 1946 survived by a widow and child, age 5. He had never worked in covered employment.

Benefits will be computed on the basis of an average monthly wage of \$160 plus 3 "increment years."

If V had been fully or currently insured on the basis of his wage record and had earned at least \$200 of wages in the calendar year 1944, only 2 "increment years" for military service would be allowed even though he also had 30 days of active service in 1944. However, an "increment year" for 1944 would still be allowed based on the wage record.

Example 2: V, who meets the requirements of section 210 (a), was fully insured, had an average monthly wage of \$165 and 3 "increment years" for 1941, 1942 and 1943 on the basis of his wage record. He also had 1 "increment year" for military service in 1944. He died in March 1947.

Benefits or a lump sum may be payable computed on the basis of the average monthly wage of \$165 and the 3 "increment years" shown on the wage record plus 1 "increment year" for military service.

Example 3: V who meets the requirements of section 210 (a), was currently insured, had an average monthly wage of \$200 and 3 "increment years" for 1941, 1942 and 1943 on the basis of his wage record. He also had 1 "increment year" for military service in 1944. He died in 1946 survived only by his widow, W, age 35.

Upon filing a timely application, a lump sum may be paid to W based on the average monthly wage of \$200 and the 3 "increment years" shown on the wage record plus the "increment year" for military service since a lump sum would be payable without recourse to section 210.

However, when W qualifies for a widow's monthly benefit at age 65, benefits will be paid only on the basis of the average monthly wage of \$160 provided in section 210 and the "increment year" allowed for military service since such benefits would not be payable to W except by recourse to the fully insured status provided under section 210.

§ 403.1004 Meaning of terms—(a) An individual who has served in the active military or naval service of the United States includes any person, male or female, commissioned, enlisted, enrolled or drafted, who served in any of the armed forces of the United States, including the Army, Navy, Marine Corps, Coast Guard, or any of the components thereof. It does not include a member of units such as the Women's Army Auxiliary Corps (WAAC), Coast Guard Auxiliary, Coast Guard Reserve (Temporary) or the Civil Air Patrol.

(b) Active service of 90 days means one or more periods totalling at least 90 days (whether or not consecutive) which are served after September 15, 1940, and before the date of termination of World War II. Where 90 days were not served wholly after September 15, 1940, and before the date of termination of World War II, but such service began prior to September 16, 1940, and concluded on or after that date, or began prior to the date of termination of the war and concluded on or after that date, the requirements of active service of 90 days is met only if such service of 90 days was continuous. Active service of 90 days is not necessary in the case of a veteran who was in active service on or after September 16, 1940, or before the date of termination of the war, and who is separated therefrom by reason of a disability or injury incurred or aggravated in service in line of duty.

Example: V enters the Army on July 25, 1940, and continues in active service until his honorable discharge on October 31, 1940. 46 days of this service was performed beginning with September 16, 1940.

V has the requisite number of days of active service since he had more than 90 days of continuous service extending into the period beginning with September 16, 1940.

If V had been discharged on or after September 16, 1940, for a disability incurred in service in line of duty he would meet the service requirement even though his period of service was less than 90 days.

(c) *Conditions other than dishonorable.* An honorable discharge or separation from the active military or naval service is a discharge under "conditions other than dishonorable." Any other discharge or release from the active military or naval service of the United States is under "conditions other than dishonorable" except a discharge or release which is:

(1) A dishonorable discharge issued pursuant to a sentence of a general court martial of the Army, Navy, Marine Corps or Coast Guard; or

(2) A bad conduct discharge issued pursuant to a sentence of a general court martial of the Navy Marine Corps or Coast Guard; or

(3) For desertion; or

(4) In the case of an officer, by resignation accepted for the good of the service; or

(5) On the ground that the individual was a conscientious objector who refused to perform military duty or refused to wear the uniform or otherwise to comply with lawful orders of competent military authority; or

(6) By reason of a conviction by a civil court for treason, sabotage, espionage, murder, rape, arson, burglary, robbery, kidnaping, assault with intent to kill, assault with a dangerous weapon, or of an attempt to commit any of these crimes.

(d) Date of the termination of World War II means some future date proclaimed by the President as such date or specified in a concurrent resolution of the two Houses of Congress, whichever is the earlier.

SECTION 210 (b) OF THE ACT (60 STAT. 979)

(1) If any pension or compensation is determined by the Veterans' Administration to

be payable on the basis of the death of any individual referred to in subsection (a) of this section, any monthly benefits or lump-sum death payment payable under this title with respect to the wages of such individual shall be determined without regard to such subsection (a).

(2) Upon an application for benefits or a lump-sum death payment with respect to the death of any individual referred to in subsection (a), the Federal Security Administrator shall make a decision without regard to paragraph (1) of this subsection unless he has been notified by the Veterans' Administration that pension or compensation is determined to be payable by the Veterans' Administration by reason of the death of such individual. The Federal Security Administrator shall notify the Veterans' Administration of any decision made by him authorizing payment, pursuant to subsection (a), of monthly benefits or of a lump-sum death payment. If the Veterans' Administration in any such case has made an adjudication or thereafter makes an adjudication that any pension or compensation is payable under any law administered by it, by reason of the death of any such individual, it shall notify the Federal Security Administrator, and the Administrator shall certify no further benefits for payment, or shall recompute the amount of any further benefits payable, as may be required by paragraph (1) of this subsection. Any payments theretofore certified by the Federal Security Administrator pursuant to subsection (a) to any individual, not exceeding the amount of any accrued pension or compensation payable to him by the Veterans' Administration, shall (notwithstanding the provisions of sec. 3 of the Act of August 12, 1935, as amended (U. S. C., 1940 edition, title 38, sec. 454a)) be deemed to have been paid to him by the Veterans' Administration on account of such accrued pension or compensation. No such payment certified by the Federal Security Administrator, and no payment certified by him for any month prior to the first month for which any pension or compensation is paid by the Veterans' Administration, shall be deemed by reason of this subsection to have been an erroneous payment.

§ 403.1005 Relation of social security payments to Veterans' Administration benefits—(a) *Effect of payment of pension or compensation by Veterans' Administration.* If the Veterans' Administration determines under any law administered by it that any pension or compensation is payable (even though later terminated) to anyone on the basis of the death of a veteran who meets the requirements of section 210 (a) (see § 403.1002) any benefits or a lump sum payable under title II with respect to the wages of such individual shall be determined without regard to section 210 of the act (see §§ 403.1002 and 403.1003). National Service or United States Government Life Insurance payments or burial allowance payments made by the Veterans' Administration are not considered pension or compensation.

Example: V, who meets the requirements of section 210 (a), had incurred a disability in service in line of duty. Burial expenses are paid by the Veterans' Administration. His wife and child are also receiving payments as beneficiaries of his National Service Life Insurance policy.

In the absence of a determination by the Veterans' Administration that pension or compensation is payable on the death of V, child's and widow's current benefits may be payable.

If the Veterans' Administration determines that pension or compensation is payable on

the death of V, benefits are payable only if V died either fully or currently insured on his wage record (see §§ 403.201 and 403.202).

(b) *Determination and certification of payments.* An application for payment of benefits or a lump sum with respect to the death of an individual who meets the requirements of section 210 (a) (see § 403.1002) shall be determined without regard to section 210 (b) (1) of the act (see paragraph (a) of this section) unless the Administrator has been notified by the Veterans' Administration that pension or compensation is determined to be payable by the Veterans' Administration by reason of the death of such individual.

Upon such notification by the Veterans' Administration, the Administrator shall certify no further benefits for payment, or shall recompute the amount of any further benefits payable, as may be required by section 210 (b) (1) of the act (see paragraph (a) of this section).

Example: V has an average monthly wage of \$100 and is currently insured at the time of his death. At the time his survivors file application for benefits, the Veterans' Administration has made no determination that pension or compensation is payable. It is determined that V meets the requirements of section 210 (a). Benefits are awarded computed on the basis of section 210 of the Act.

If the Veterans' Administration subsequently notifies the Administrator that pension or compensation is payable on the death of V, benefits under section 210 will be terminated and further benefits, if any, will be recomputed and paid on the basis of V's currently insured status and average monthly wage of \$100.

(c) *When payment is not deemed erroneous.* Any payments certified to any individual in accordance with section 210 of the Act prior to notification to the Administrator by the Veterans' Administration that pension or compensation is determined to be payable (see paragraph (b) of this section) not exceeding the amount of any accrued pension or compensation payable to him by the Veterans' Administration, shall be deemed to have been paid to him by the Veterans' Administration on account of such accrued pension or compensation. No such payment certified by the Administrator and no payment certified by him for any month prior to the first month for which any pension or compensation is paid by the Veterans' Administration shall be deemed by reason of this section to have been an erroneous payment.

Example: Based on the death of V, monthly benefits under section 210 are certified to W beginning in January 1947. The Veterans' Administration notifies the Administrator in July that pension has been determined to be payable on the death of the same veteran. The amounts certified prior to receipt of notice are not recoverable by the Administrator, but are reported to the Veterans' Administration for such adjustment as it may direct pursuant to section 210 (b) (2) against accrued pension or compensation, if any, payable by the Veterans' Administration.

However, if any payments were made to W for months when deductions or reductions should have been imposed (see subpart E of this chapter), such payments will be considered erroneous and recovery or adjustment thereof may be made (see subpart F of this chapter).

SECTION 210 (C) OF THE ACT (66 STAT. 900)

In the event any individual referred to in subsection (a) has died during such three-year period but before the date of the enactment of this section:

(1) Upon application filed within six months after the date of the enactment of this section, any monthly benefits payable with respect to the wages of such individual (including benefits for months before such date) shall be computed or recomputed and shall be paid in accordance with subsection (a), in the same manner as though such application had been filed in the first month in which all conditions of entitlement to such benefits, other than the filing of an application, were met;

(2) If any individual who upon filing application would have been entitled to benefits or to a recomputation of benefits under paragraph (1) has died before the expiration of six months after the date of the enactment of this section, the application may be filed within the same period by any other individual entitled to benefits with respect to the same wages, and the nonpayment or underpayment to the deceased individual shall be treated as erroneous within the meaning of section 204;

(3) The time within which proof of dependency under section 202 (f) or any application under 202 (g) may be filed shall be not less than six months after the date of the enactment of this section; and

(4) Application for a lump-sum death payment or recomputation, pursuant to this section, of a lump-sum death payment certified by the Board or the Federal Security Administrator, prior to the date of the enactment of this section, for payment with respect to the wages of any such individual may be filed within a period not less than six months from the date of the enactment of this section or a period of two years after the date of the death of any individual specified in subsection (a), whichever is the later, and any additional payment shall be made to the same individual or individuals as though the application were an original application for a lump-sum death payment with respect to such wages.

No lump-sum death payment shall be made or recomputed with respect to the wages of an individual if any monthly benefit with respect to his wages is, or upon filing application would be, payable for the month in which he died; but except as otherwise specifically provided in this section no payment heretofore made shall be rendered erroneous by the enactment of this section.

§ 403.1006 *Time of death of veteran as affecting application for and payment of benefits and a lump sum.*—(a) *Monthly benefits.*—(1) *Where death occurred on or after August 10, 1946.* Where an individual who meets the requirements of section 210 (a) (see § 403.1002) died on or after August 10, 1946, an application for benefits on account of such death is effective as provided in § 403.701 (f) of this chapter.

Example: V, who died in January 1947, meets the requirements of section 210 (a). If his widow and child file applications in February, March, or April, they may become entitled to benefits beginning with January, but if they file in May, February is the first month for which they could become entitled.

(2) *Where death occurred prior to August 10, 1946.* Applications for benefits on account of the death of an individual who meets the requirements of section 210 (a) (see § 403.1002) and who died prior to August 10, 1946, shall be effective as stated below:

(i) If the application is filed after February 10, 1947, such application is effective

as provided in § 403.701 (f) of this chapter.

Example: V, who died prior to August 10, 1946, meets the requirements of section 210 (a). His widow and child file for benefits in March 1947. The date of entitlement is December 1945.

(ii) If the application is filed on or before February 10, 1947, benefits payable with respect to the wages of such individual for any month in and after the month of death (including benefits for months before August 1946), shall be computed as provided under section 210 (see § 403.1003 (b) and (c)) or recomputed to make previously paid benefits for such months, if lesser in amount, equal to the amount payable under section 210.

Example: V, who meets the requirements of section 210 (a), dies in September 1943, fully insured on his wage record with an average monthly wage of \$200. His widow and child, age 8, file in March 1944 and are entitled as of December 1943.

Upon filing under section 210 on or before February 10, 1947, they will be entitled to monthly benefits for September, October and November 1943, computed solely under section 210. The benefits based on the wage record will then be recomputed to include any "increment years" based on military service (see § 403.1003 (c)), and the difference in the rate for the months from December 1943 to the month before filing application under section 210 will be paid. Thereafter benefits will be payable at the recomputed rate.

If V's average monthly wage on the basis of his wage record was \$100, benefits would be paid for September, October and November 1943, computed solely under section 210. The benefits based on the wage record will then be recomputed at the higher average monthly wage provided under section 210 and any "increment years" given by section 210 will be included. The difference in the rate for the months from December 1943 to the month before filing under section 210 will be paid. Thereafter benefits will be payable at the recomputed rate.

(iii) If any individual who upon filing application would have been entitled to benefits or to a recomputation of benefits under section 210 (c) (1) of the act (see subdivision (ii) of this subparagraph) dies on or before February 10, 1947, application may be filed on or before February 10, 1947, by any other individual entitled to benefits with respect to the same wages and the nonpayment or underpayment to the deceased individual, shall be treated as erroneous (see § 403.601).

Example: V, who died December 15, 1945, meets the requirements of section 210 (a). He is survived by a widow, W, and child, C, age 8. W dies in October 1946, without ever having filed an application for herself or C. If, on or before February 10, 1947, an application for benefits on behalf of C is filed, benefits which would have been payable to W will be added to C's benefits provided W's entitlement is established in all respects except for the filing of application.

(3) *Filing of proof of dependency for parents' benefits.* Where an individual who meets the requirements of section 210 (a) (see § 403.1002) died before August 10, 1946, proof of parent's dependency and support (see § 403.407 (a)) shall be filed on or before February 10, 1947, or within 2 years after the death of such individual, whichever is later.

Example: V who died on December 20, 1941, meets the requirements of section 210 (a). Proof of parent's dependency must be filed on or before February 10, 1947.

If V died on December 20, 1945, such proof must be filed on or before December 20, 1947.

(b) *Lump sums*—(1) *Where death occurred on or after August 10, 1946.* Where an individual who meets the requirements of section 210 (a) (see § 403.1002) died on or after August 10, 1946, an application for a lump-sum death payment shall, except as otherwise provided in § 403.701 (j) be filed within 2 years following the death of such individual.

(2) *Where death occurred prior to August 10, 1946.* Where an individual who meets the requirements of section 210 (a) (see § 403.1002) died before August 10, 1946, an application under section 210 for a lump-sum death payment or for recomputation of a lump-sum death payment certified prior to August 10, 1946, with respect to the wages of any such individual, shall be filed on or before February 10, 1947, or 2 years after the death of such individual, whichever is later. Any additional payment required by such recomputation shall be made to the same individual or individuals as though the application were an original application for a lump-sum death payment with respect to such wages.

Example 1: V, who meets the requirements of section 210 (a), died currently insured on November 29, 1943. A lump sum is paid to his widow based on V's average monthly wage of \$100.

Application by the widow for recomputation of the lump-sum death payment based on section 210 must be filed on or before February 10, 1947.

If V had died November 29, 1945, the application for recomputation must be filed on or before November 29, 1947.

Example 2: V, who meets the requirements of section 210 (a), has an average monthly wage of \$200 and is currently insured at the time of his death in 1943. His widow's claim for a lump sum is disallowed since it was filed more than 2 years after his death. She files under section 210 before February 10, 1947.

The amount of the lump-sum payment will be computed solely under section 210.

Example 3: V, who meets the requirements of section 210 (a), died currently insured in 1943, survived by his mother, M, who is the sole person entitled to a lump sum based on relationship. The lump-sum death payment is computed on the basis of an average monthly wage of less than \$160 and is paid to M. M dies in 1944. In January 1947, V's brother, B, who has paid his burial expenses, files application as a person equitably entitled.

The lump sum will be recomputed under section 210 and the balance will be paid to B to the extent necessary to reimburse him for the payment of the burial expenses.

(3) No lump-sum death payment shall be made or recomputed with respect to the wages of an individual if any monthly benefit with respect to his wages is, or upon filing application would be, payable for the month in which he died; but except as otherwise specifically provided (see § 403.1005) no payment heretofore made shall be rendered erroneous due to the fact that monthly benefits are now payable under section 210.

Example: V, who meets the requirements of section 210 (a), died on May 15, 1943. He is survived by his mother, age 68, to whom

a lump sum is paid based on V's currently insured status. If the aged parent files an application and proof of dependency on or before February 10, 1947, the lump sum paid is not deductible from the monthly benefit now payable as of May 1943.

§ 403.1007 *Supporting evidence as to right to receive benefits and lump sums.* In addition to such evidence of eligibility as is required by § 403.702 or as may be otherwise expressly required by the Administration in connection with an application, an applicant for benefits or a lump sum on the basis of the death of an individual under section 210, shall file supporting evidence as to such individual's period of active military or naval service and his discharge or release from the active military or naval service. Such evidence shall be of the following character:

(a) An original certificate of discharge, or an original certificate of service, from a branch of the armed forces; or a certified copy of such a certificate made by the State, county or municipal agency or department in which the original certificate is recorded; or

(b) A certification from a branch of the armed forces indicating such individual's period of active service and type of discharge; or

(c) A certification from a local selective service board indicating such individual's period of active service and type of discharge; or

(d) Other evidence of probative value.

Dated: March 11, 1947.

[SEAL]

W. L. MITCHELL,
Acting Commissioner
for Social Security.

Approved: March 13, 1947.

MAURICE COLLINS,
Acting Federal Security
Administrator

[F. R. Doc. 47-2498; Filed, Mar. 17, 1947;
8:45 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

[Circular 1638]

PART 70—MINERAL LANDS; COAL PERMITS AND LEASES AND PERMITS FOR FREE USE OF COAL

MISCELLANEOUS AMENDMENTS

1. In § 70.5 a footnote is added and paragraph (b) and the paragraph immediately following paragraph (f) are amended to read as follows:

§ 70.5 *Application for permit.* * * *

(b) Qualifications of petitioner to take a lease under the act includes: (1) Statement of his interests, direct or indirect, in other coal leases, permits or applications therefor on public lands in Alaska identifying the same by land office and serial number, and (2) proof of citizenship—in the case of an individual by a statement as to whether native-born or naturalized and, if naturalized, date of naturalization, court in which naturalized and number of certificate, if known; if a woman whether she is married or

single, and if married, the date of her marriage and citizenship of her husband. Corporations are required to file a certified copy of their articles of incorporation, a showing as to residence and citizenship of the stockholders and, if any stock is held by aliens, a showing to the extent reasonably ascertainable, of the name, country to which each such alien owes allegiance and amount of stock held by each.

(f) * * *

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

¹ Title 18, U. S. C., section 80 makes it a crime for any person knowingly or willfully to submit or cause to be submitted to any agency of the United States any false or fraudulent statement as to any matter within its jurisdiction.

2. Section 70.11 as amended by Circular 1571, April 12, 1944 (9 F. R. 4401) is further amended by deleting from the first sentence the words "must be under oath and," and a footnote is added as follows:

§ 70.11 *Form and contents of application.* * * *

² See note to § 70.5.

3. A footnote is added to § 70.25 as follows:

§ 70.25 *How to proceed to obtain permit.* * * *

² See note to § 70.5.

(Sec. 17, 38 Stat. 745; 48 U. S. C. 451)

FRED W. JOHNSON,
Director

Approved: March 6, 1947.

WARNER W. GARDNER,
Assistant Secretary of the Interior

[F. R. Doc. 47-2473; Filed, Mar. 17, 1947;
8:47 a. m.]

[Circular 1639]

PART 193—COAL PERMITS, LEASES, AND LICENSES

MISCELLANEOUS AMENDMENTS

1. Section 193.7, as amended by Circular No. 1582, September 1, 1944 (9 F. R. 11181) is further amended by amending paragraph (b) and adding a footnote, as follows:

§ 193.7 *Petitions for leasing units.* * * *

(b) Qualifications of petitioner to take a coal lease under the act including: (1) Statement of his interests, direct or indirect, in other coal leases, permits or applications therefor on public lands in the State in which the lease is desired, identifying same by land office and serial number, and (2) proof of citizenship—in the case of an individual by a statement as to whether native-born or natu-

ralized and number of certificate if known; if a woman, whether she is married or single and, if married, the date of her marriage and citizenship of her husband. Corporations are required to file a certified copy of their articles of incorporation, a showing as to residence and citizenship of the stockholders, and if any stock is held by aliens, a showing, to the extent reasonably ascertainable, of the name, country to which each such alien owes allegiance and amount of stock held by each. Municipalities must submit evidence of the law, charter and procedure taken by which it became and exists as a legal body corporate, that the taking of a permit or lease is authorized under such law or charter, and that the action proposed has been duly authorized by the governing body of such municipality.

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

¹ Title 18, U. S. C., section 80 makes it a crime for any person knowingly or willfully to submit or cause to be submitted to any agency of the United States any false or fraudulent statement as to any matter within its jurisdiction.

2. Section 193.16 is amended to read:

§ 193.16 *Form or lease.* Coal leases will be issued on Form 4-696.

3. Section 193.20 is amended by substituting the following for the last paragraph and adding a footnote as follows:

§ 193.20 *Application for permit.* * * *

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

¹ See note to § 193.7.

4. Section 193.26 (a) *Assignments of leases and permits* (10 F. R. 3775) is amended by deleting the word "affidavit" from the last two sentences and substituting in each instance the word "statement."

5. A footnote is added to § 193.29 as follows:

§ 193.29 *Application for license.* * * *

¹ See note to § 193.7.

(Sec. 32, 41 Stat. 450; 30 U. S. C. 189)

FRED W. JOHNSON,
Director.

Approved: March 6, 1947.

WARNER W. GARDNER,
Assistant Secretary of the Interior.
[F. R. Doc. 47-2474; Filed, Mar. 17, 1947;
8:47 a. m.]

[Circular 1640]

PART 195—SODIUM PERMITS AND LEASES
MISCELLANEOUS AMENDMENTS

1. Section 195.7 is amended by deleting from the first sentence the words "under oath" by amending paragraph (b), and adding a footnote, as follows:

§ 195.7 *Form and contents of application.* * * *

(b) Qualifications of petitioner to take a lease under the Act including (1) statement of his interests, direct or indirect, in other sodium leases, permits or applications therefor on public lands in the State in which the permit is desired, identifying the same by land office and serial number, and (2) proof of citizenship—in the case of an individual by a statement as to whether native-born or naturalized and, if naturalized, date of naturalization, court in which naturalized and number of certificate, if known; if a woman whether she is married or single, and if married, the date of her marriage and citizenship of her husband. Corporations are required to file a certified copy of their articles of incorporation, a showing as to residence and citizenship of the stockholders and if any stock is held by aliens a showing to the extent reasonably ascertainable, of the name, country to which each such alien owes allegiance and amount of stock held by each.

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

¹ Title 18, U. S. C., section 80 makes it a crime for any person knowingly or willfully to submit or cause to be submitted to any agency of the United States any false or fraudulent statement as to any matter within its jurisdiction.

2. Section 195.24 is amended by deleting from the first sentence the words "must be under oath and" by amending paragraph (b) and adding a footnote, as follows:

§ 194.24 *Form and contents of application.* * * *

(b) Qualifications of petitioner to take a lease under the Act including: (1) Statement of his interests, direct or indirect, in other sodium leases, permits or applications therefor on public lands in the State in which the lease is desired, identifying the same by land office and serial number, and (2) proof of citizenship—in the case of an individual by a statement as to whether native-born or naturalized and, if naturalized, date of naturalization, court in which naturalized and number of certificate, if known; if a woman whether she is married or single, and if married, the date of her marriage and citizenship of her husband. Corporations are required to file a certified copy of their articles of incorporation, a showing as to residence and citizenship of the stockholders and if any stock is held by aliens

a showing to the extent reasonably ascertainable of the name, country to which each such alien owes allegiance and amount of stock held by each.

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

¹ See note to § 195.7.

3. Section 195.31 is amended by deleting therefrom the words "which will be verified by the affidavit of the applicant," and adding a footnote as follows:

§ 195.31. *Form of application.* * * *

¹ See note to § 195.7.

(Sec. 32, 41 Stat. 450, Sec. 5, 44 Stat. 1050; 30 U. S. C. 189, 285)

FRED W. JOHNSON,
Director.

Approved: March 6, 1947.

WARNER W. GARDNER,
Assistant Secretary of the Interior.
[F. R. Doc. 47-2475; Filed, Mar. 17, 1947;
8:47 a. m.]

[Circular 1641]

PART 196—PHOSPHATE LEASES
MISCELLANEOUS AMENDMENT

1. Section 196.6 is amended by deleting from the first sentence the words "under oath and," by amending paragraph (b) and adding a footnote, as follows:

§ 196.6 *Application for lease.* * * *

(b) Qualifications of petitioner to take a lease under the Act including: (1) Statement of his interests, direct or indirect, in other phosphate leases or applications therefor on public lands in the State in which the lease is desired, identifying the same by land office and serial number, and (2) proof of citizenship—in the case of an individual by a statement as to whether native-born or naturalized and, if naturalized, date of naturalization, court in which naturalized and number of certificate, if known; if a woman whether she is married or single, and if married, the date of her marriage and citizenship of her husband. Corporations are required to file a certified copy of their articles of incorporation, a showing as to residence and citizenship of the stockholders and if any stock is held by aliens a showing, to the extent reasonably ascertainable, of the name, country to which each such alien owes allegiance and amount of stock held by each.

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the

instrument and must have the corporate seal affixed thereto.

* Title 18, U. S. C., section 80 makes it a crime for any person knowingly or wilfully to submit or cause to be submitted to any agency of the United States any false or fraudulent statement as to any matter within its jurisdiction.

2. Section 196.14 *Form of lease*, is amended by deleting from paragraphs (2f) and (2g) of the lease form therein contained the words "under oath"

3. Section 196.15 is amended by deleting from the second sentence of the second paragraph the words "be under oath and", and adding a footnote as follows:

§ 196.15 *Use permits.* * * *

* See note to § 196.15.

(Sec. 32, 41 Stat. 450, sec. 5, 44 Stat. 1058; 30 U. S. C. 189, 285)

FRED W. JOHNSON,
Director

Approved: March 6, 1947.

WARNER W GARDNER,
Assistant Secretary of the Interior

[F. R. Doc. 47-2476; Filed, Mar. 17, 1947;
8:47 a. m.]

[Circular 1642]

PART 197—OIL SHALE LEASES

MISCELLANEOUS AMENDMENTS

1. Section 197.4 is amended by deleting from the first sentence the words "must be under oath, and" and by amending paragraph (b) and adding a footnote, as follows:

§ 197.4 *Form and contents of application.* * * *

(b) Qualifications of petitioner to take a lease under the Act including: (1) Statement of his interests, direct or indirect, in other oil shale leases or applications therefor on public lands in the State in which the lease is desired; identifying the same by land office and serial number, and (2) proof of citizenship—in the case of an individual by a statement as to whether native-born or naturalized and, if naturalized, date of naturalization, court in which naturalized and number of certificate if known; if a woman, whether she is married or single, and, if married, the date of her marriage and citizenship of her husband. Corporations are required to file a certified copy of their articles of incorporation, a showing as to residence and citizenship of the stockholders, and if any stock is held by aliens, a showing, to the extent reasonably ascertainable, of the name, country to which each such alien owes allegiance and amount of stock held by each. Municipalities must submit evidence of the law or charter and procedure taken by which it became and exists as a body corporate, that the taking of a lease is authorized under such law or charter, and that the action proposed has been duly authorized by the governing body of such municipality.

The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings.

Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

* Title 18, U. S. C., section 80 makes it a crime for any person knowingly or wilfully to submit or cause to be submitted to any agency of the United States any false or fraudulent statement as to any matter within its jurisdiction.

2. Section 197.8 *Preferred right to a lease*, is amended by deleting from the first sentence of the third paragraph the words "under oath".

(Sec. 32, 41 Stat. 450, 30 U. S. C.)

FRED W JOHNSON,
Director

Approved: March 6, 1947.

WARNER W GARDNER,
Assistant Secretary of the Interior.

[F. R. Doc. 47-2477; Filed, Mar. 17, 1947;
8:47 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 653, 2d Corr. Amdt. 3]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON GONDOLA, OPEN AND COVERED HOPPER CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of March A. D. 1947.

Upon further consideration of Service Order No. 653 (11 F. R. 14572) as amended (12 F. R. 128) and good cause appearing therefor: It is ordered, that:

Section 95.653, *Demurrage charges on gondola, open and covered hopper cars*, of Service Order No. 653, as amended, be, and it is hereby, further amended by adding the following paragraph (c) (5) thereto:

(c) *Application.* * * *

(5) *Demurrage charges substituted for charges for storage of freight in gondola, open or covered hopper cars.* (i) The operation of all tariff rules regulations, and charges for storage of freight in gondola, open or covered hopper cars at or short of ports consigned or reconstituted for export, coastwise or inter-coastal movement is suspended insofar as they provide charges lower than the charges provided herein.

(ii) In lieu of the charges for storage of freight in gondola, open or covered hopper cars at or short of ports suspended in subparagraph (5) (i) of this paragraph, the applicable charges for detention of gondola, open or covered hopper cars held at or short of ports, for unloading freight consigned to or reconstituted for export, coastwise or inter-coastal movement shall be the demurrage charges prescribed in paragraphs (a) and (b) of this section.

It is further ordered, that this amendment shall become effective at 7:00 a. m., March 15, 1947, and the provisions of this amendment shall apply only to cars

on which the free time expires on or after the effective date hereof.

It is further ordered, that a copy of this order and direction be served upon each State railroad regulatory body, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL] W P BARTEL,
Secretary.

[F. R. Doc. 47-2496; Filed, Mar. 17, 1947;
8:48 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter C—National Wildlife Refuges; Individual Regulations

PART 29—PLAINS REGION NATIONAL WILDLIFE REFUGES

FISHING IN BOX BUTTE NATIONAL WILDLIFE REFUGE, NEBRASKA

§ 29.97 *Box Butte National Wildlife Refuge, Nebraska; fishing regulations.* Non-commercial fishing in accordance with the State laws of Nebraska is permitted during the daylight hours on all waters within the Box Butte National Wildlife Refuge in accordance with the following provisions:

Entry on and use of this refuge for any purpose is governed by the regulations of the Secretary of the Interior dated December 19, 1940 (5 F. R. 5284; 50 CFR, Cum. Supp. Part 12) as amended, and strict compliance therewith is required. All fishermen must comply with all State fishing laws and regulations and must have on their person and exhibit at the request of any authorized Federal or State officers whatever license is required by such laws and regulations, which license shall serve as a Federal permit for fishing on the refuge.

During periods of waterfowl concentrations, or other wildlife concentrations, fishing and entry may be limited or closed on such areas of the refuge as, in the judgment of the officer in charge, such limitations or restrictions are necessary in order to provide adequate protection for wildlife. Such limitations or instructions are to be clearly designated by posting. (35 Stat. 1104, 43 Stat. 98, 45 Stat. 1224, 49 Stat. 383; 18 U. S. C. 145, 16 U. S. C. 7151, 715s and Reorganization Plan No. II; 63 Stat. 1433, Regs. Fish and Wildlife, Dec. 19, 1940; 50 CFR Cum. Supp. Part 12 as amended, 10 F. R. 4267)

Dated: March 7, 1947.

O. H. JOHNSON,
Acting Director

[F. R. Doc. 47-2472; Filed, Mar. 17, 1947;
8:47 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

17 CFR, Part 511

UNITED STATES STANDARDS FOR BERRIES FOR PROCESSING¹

NOTICE OF RULE MAKING

Notice is hereby given that the United States Department of Agriculture is considering the issuance, as hereinafter proposed, of the United States Standards for berries for processing pursuant to the authority contained in the Department of Agriculture Appropriation Act, 1947 (Pub. Law 422, 79th Cong., 2d Sess., approved June 22, 1946). This is the first issue of these standards which are to become effective May 1, 1947.

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposed standards and the effective date of the standards shall file the same in quadruplicate with the Hearing Clerk, Office of the Solicitor, Room 0308, South Building, United States Department of Agriculture, Washington 25, D. C., not later than 5:30 p. m., e. s. t., on the 20th day after the publication of this notice in the FEDERAL REGISTER.

The proposed standards are as follows:

§ 51.213 *Berries for processing*—(a) *Grades.* (1) U. S. No. 1 shall consist of berries of similar varietal characteristics which are free from caps (calyxes) mold or decay, and from dried, undeveloped and distinctly immature berries and from damage caused by overmaturity, crushing, shriveling, dirt, or other foreign matter, hail, sunscald, moisture, birds, disease, insects, mechanical or other means.

(i) At least 85 percent, by volume, of the berries in the lot shall be well colored.

(ii) In order to allow for variations, incident to proper handling, not more than 10 percent, by volume, of the berries in any lot may fail to meet the requirements of this grade, including not more than 3 percent for distinctly immature berries. No part of any tolerance shall

¹ These standards apply to berries of the genus *Rubus*, such as blackberries, dewberries, Boysenberries, Loganberries, Youngberries and other similar types of berries, but not raspberries.

be allowed to reduce the percentage of well colored berries required in the grade.

(2) U. S. No. 2 shall consist of berries which meet the requirements for U. S. No. 1 grade except for color and except for the increased tolerance for defects specified below.

(i) At least 75 percent, by volume, of the berries in the lot shall be well colored.

(ii) In order to allow for variations incident to proper handling, not more than 20 percent, by volume, of the berries in any lot may fail to meet the requirements of this grade, including not more than 5 percent for distinctly immature berries. No part of any tolerance shall be allowed to reduce the percentage of well colored berries required in the grade.

(b) Unclassified shall consist of berries which fail to meet the requirements of either of the foregoing grades. The term "unclassified" is not a grade within the meaning of these standards but is provided as a designation to show that no definite grade has been applied to the lot.

(c) *Definitions.* (1) "Dried" means appreciably lacking in juice. Dried berries are excessively seedy and often shriveled.

(2) "Undeveloped" means lack of development due to frost or insect injury, lack of pollination or other means which cause the berry to be dwarfed or badly misshapen.

(3) "Distinctly immature" means that the berries are light red, whitish, or green in the case of types or varieties which are characteristically blue or black when well ripened; and that the berries are whitish or green in the case of types or varieties which are characteristically red when well ripened.

(4) "Damage" means any injury or defect which materially affects the berries for processing purposes. The following shall be considered as damage:

(i) Overmaturity when the drupelets of the berry have lost their luster and are excessively soft. Such berries usually disintegrate when washed under pressure.

(ii) Crushing, when more than one-fourth of the drupelets of the berry have been crushed.

(iii) Shriveling, when the berry is materially shriveled as evidenced by drying or undevelopment of more than one-fourth of the drupelets of the berry.

(iv) Dirt, when it cannot be removed from the berry in the ordinary washing process.

(5) "Well colored" means that the berry has the color characteristic for a well ripened berry of the type or variety.

Issued this 13th day of March 1947.

[SEAL]

JESSE B. GILMER,
Administrator.

[F. R. Doc. 47-2487; Filed, Mar. 17, 1947;
8:46 a. m.]

17 CFR, Part 9621

FRESH PEACHES GROWN IN GEORGIA

DETERMINATION WITH RESPECT TO MARKET- ING AGREEMENT AND ORDER REGULATING HANDLING

Pursuant to the applicable provisions of Marketing Agreement No. 99 and Order No. 62 (7 CFR, Cum. Supp., 962.1 et seq.) and the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), notice was given in the FEDERAL REGISTER on January 3, 1947 (12 F. R. 48) that a referendum would be conducted among the growers who, during the calendar year 1946 (which period was determined to be a representative period) had been engaged, in the State of Georgia, in the production of peaches for market to determine whether a majority of such growers favored the termination of the aforesaid marketing agreement and order.

Upon the basis of the results of the aforesaid referendum, which was conducted during the period January 31 to February 10, 1947, both dates inclusive, it is hereby found and determined that the termination of the marketing agreement and order, regulating the handling of fresh peaches grown in the State of Georgia, is not favored by the requisite majority of such growers.

(48 Stat. 31, as amended; 7 U. S. C. 601 et seq., 7 CFR, Cum. Supp., 962.14)

Done at Washington, D. C., this 12th day of March 1947.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 47-2483; Filed, Mar. 17, 1947;
8:54 a. m.]

NOTICES

TREASURY DEPARTMENT

United States Coast Guard

[CGFR 47-12]

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4426, 4482, 4488, 4491, as amended, 49 Stat. 1544, 54 Stat. 163-167, sec. 5 (e) 55 Stat. 244 (46

U. S. C. 367, 375, 391a, 404, 475, 481, 489, 526-526t, 50 U. S. C. 1275) and sec. 101, Reorganization Plan No. 3 of 1946 (11 F. R. 7875) the following approvals of equipment are prescribed, effective upon the date of publication of this document in the FEDERAL REGISTER:

BUOYANT CUSHIONS FOR MOTORBOATS

Approval No. A-326, standard kapok buoyant cushion, for use on motorboats

of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Trojan Marine Manufacturing Co., Inc., 273-81 State Street, Brooklyn 2, N. Y.

Approval No. A-327, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, submitted by The Firestone Tire and Rubber Co., Akron 17, Ohio, manufactured by The American Pad and Textile Co., Greenfield, Ohio.

Approval No. A-328, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Canvas Products Co., 622-24 Prospect Avenue, Kansas City 1, Mo.

Approval No. B-370, 13'' x 18'' x 2'' rectangular kapok buoyant cushion, 20 ounces kapok, Dwg. No. 1-113, dated February 6, 1947, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Fairfield Textile Works, Fairfield, Calif.

LIFE PRESERVERS

Approval No. B-371, Model 2, adult kapok life preserver, Coast Guard Specification 160.002, manufactured by Fairfield Textile Works, Fairfield, Calif.

Approval No. B-372, Model 6, child kapok life preserver, Coast Guard Specification 160.002, manufactured by Fairfield Textile Works, Fairfield, Calif.

WINCH

Welin type HD dual aluminum lifeboat winch, working load 3,400 pounds per drum, General Arrangement Dwg. No. 3087, dated March 11, 1946, revised April 26, 1946, submitted by Welin Davit and Boat Division of the Robinson Foundation, Inc., Perth Amboy, N. J.

Dated: March 12, 1947.

[SEAL] J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 47-2499; Filed, Mar. 17, 1947;
8:48 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-699, G-729, G-757, G-747,
G-763 and G-765]

MID-CONTINENT GAS TRANSMISSION CO.
ET AL.

ORDER POSTPONING HEARING

MARCH 12, 1947

In the matters of Mid-Continent Gas Transmission Company, Docket No. G-699; Cities Service Gas Company, Docket Nos. G-729, G-757; Northern Natural Gas Company, Docket Nos. G-747, G-763 and G-765.

It appearing to the Commission that:

(a) On February 10, 1947, the public hearing in the above-entitled consolidated proceedings was adjourned by the Trial Examiner to reconvene on March 24, 1947, at 10:00 a. m., in the Council Chamber, City Hall, Kansas City, Missouri.

(b) On March 3, 1947, the Commission ordered that the date of reconvening said hearing be advanced from March 24, 1947, to March 19, 1947.

(c) Good cause exists for postponing the date of hearing as hereinafter provided.

The Commission orders that:

The public hearing in the above-entitled proceedings, heretofore consolidated for purposes of hearing by order dated September 17, 1946, be and it hereby is postponed to March 24, 1947, at

10:00 a. m., in the Council Chamber, City Hall, Kansas City, Missouri.

Date of issuance: March 13, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-2493; Filed, Mar. 17, 1947;
8:47 a. m.]

[Docket No. G-669]

MICHIGAN-WISCONSIN PIPE LINE CO.

ORDER SUPPLEMENTING ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

MARCH 13, 1947.

Notice is hereby given that, on March 12, 1947, the Federal Power Commission issued its Opinion No. 147-A and order entered February 20, 1947, supplementing order issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-2490; Filed, Mar. 17, 1947;
8:47 a. m.]

[Docket No. G-850]

TENNESSEE GAS AND TRANSMISSION CO.

ORDER FIXING DATE OF HEARING

MARCH 12, 1947.

Upon consideration of the application filed January 20, 1947, in Docket No. G-850, by Tennessee Gas and Transmission Company (Applicant) a Tennessee corporation with its principal place of business at Houston, Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of the following described natural-gas pipeline facilities subject to the jurisdiction of the Federal Power Commission:

A sales meter station and approximately 200 feet of 3-inch pipeline extending from Applicant's main gas transmission pipeline to a point of connection with the pipeline facilities of Kentucky Utilities Company, Inc. near Danville, Kentucky.

It appearing to the Commission that:

(a) Applicant proposes the construction and operation of the above described facilities for the purpose of delivering and selling natural gas to Kentucky Utilities Company, Inc., for resale in Danville, Kentucky, and environs;

(b) Due notice of the filing of the application at Docket No. G-850 has been given, including publication of notice of filing thereof in the FEDERAL REGISTER on January 31, 1947 (12 F. R. 759)

The Commission orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (effective September 11, 1946) a hearing

be held on the 7th day of April 1947, at 10:00 a. m. (EST) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters of fact and law asserted in the application filed in the above-entitled proceeding.

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure (effective September 11, 1946)

Date of issuance: March 13, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-2492; Filed, Mar. 17, 1947;
8:47 a. m.]

[Docket No. IT-6029]

MONTANA-DAKOTA UTILITIES CO.

ORDER AUTHORIZING ISSUANCE OF SECURITIES

MARCH 13, 1947.

Notice is hereby given that, on March 12, 1947, the Federal Power Commission issued its order entered March 11, 1947, authorizing issuance of securities in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-2491; Filed, Mar. 17, 1947;
8:47 a. m.]

[Docket No. G-808]

TENNESSEE GAS AND TRANSMISSION CO.

ORDER FIXING DATE OF HEARING

MARCH 12, 1947.

Upon consideration of the application filed November 8, 1946, and the amendment thereto filed March 7, 1947, in Docket No. G-808, by Tennessee Gas and Transmission Company (Applicant), a Tennessee corporation with its principal place of business at Houston, Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas pipeline facilities subject to the jurisdiction of the Federal Power Commission, which will increase the capacity of Applicant's pipeline system from 381,000 Mcf per day to 600,000 Mcf per day, more particularly described as follows:

(I) *Main line loops.* Approximately 552.5 miles of 26-inch O. D. main line loops to be located along Applicant's existing 24-inch main natural-gas transmission pipeline as follows:

(i) 252.6 miles of loop line paralleling that segment of Applicant's main natural-gas transmission pipeline located south of Compressor Station No. 5 in Natchitoches Parish, Louisiana;

(ii) 81.6 miles of loop line from Applicant's main line valve No. 42 in Winn Parish, Louisiana to Applicant's main line valve No. 49 in Morehouse Parish, Louisiana;

(iii) 26.0 miles of loop line from Applicant's main line valve No. 60 in Tal-lahatchi County, Mississippi to Com-pressor Station No. 8 in Panola County, Mississippi;

(iv) 31.5 miles of loop line from Ap-plicant's main line valve No. 66 in Panola County, Mississippi to Appli-cant's main line valve No. 69 in Benton County, Mississippi;

(v) 36.0 miles of loop line from Appli-cant's main line valve No. 76 in Hender-son County, Tennessee to Compressor Station No. 10 in Perry County, Ten-nessee;

(vi) 32.5 miles of loop line from Ap-plicant's main line valve No. 82 in Dick-son County, Tennessee to Applicant's main line valve No. 84 in Cheatham County, Tennessee; and

(vii) 92.3 miles of loop line from Ap-plicant's main line valve No. 92 in Bar-ren County, Kentucky to Applicant's main line valve No. 102 in Garrard County, Kentucky.

(2) *Main line loop.* Approximately 68.7 miles of 24-inch O. D. loop pipeline extending along Applicant's existing 24-inch main natural-gas transmission pipeline from main line valve No. 108 in Menifee County, Kentucky, to Com-pressor Station No. 14 in Boyd County, Kentucky.

(3) *Main line loop.* Approximately 82.4 miles of 20-inch O. D. loop pipeline extending along Applicant's existing 20-inch main natural-gas transmission pipeline from Compressor Station No. 14 in Boyd County, Kentucky, to a point in Kanawha County, West Virginia, designated as "Broad Run," approxi-mately 2.80 miles west of the eastern terminus of Applicant's main natural-gas transmission pipeline at Cornwell, West Virginia;

(4) *River crossings.* An aerial suspen-sion pipeline crossing over the Missis-sippi River and various other river crossings where necessary.

(5) *Lateral gas lines.* Approximately 83 miles of 20-inch O. D. pipeline ex-tending from a point of connection at Applicant's Compressor Station No. 5 in Natchitoches Parish, Louisiana, to the Carthage Gas Field in Panola County, Texas, and various other lateral gas lines consisting of 6 $\frac{3}{4}$ -inch O. D. pipe, 8 $\frac{1}{2}$ -inch O. D. pipe, and 10 $\frac{1}{4}$ -inch O. D. pipe to connect Applicant's pipeline system to required additional supplies of natural gas;

(6) *New compressor station.* One new natural-gas compressor station, designated as Compressor Station No. 0, having 6,000 installed horsepower, to be located in Nueces County, Texas;

(7) *Compressor station additions.* In-stallation in Applicant's existing com-pressor stations of new compressor units totaling 75,400 horsepower.

It appearing to the Commission that:

Due notice of the filing of the appli-cation at Docket No. G-803 has been given, including publication of notice of filing thereof in the FEDERAL REGISTER on December 18, 1946 (11 F. R. 14501-2)

The application as amended and other pleadings filed in this proceeding are on file with the Commission and are open to public inspection.

The Commission, therefore, orders that:

(A) Pursuant to the authority con-tained in and subject to the jurisdiction conferred upon the Federal Power Com-mission by sections 7 and 15 of the Nat-ural Gas Act, as amended, and the Com-mission's rules of practice and procedure (effective September 11, 1946), a hearing be held commencing on the 31st day of March, 1947, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Ave. NW., Washington, D. C., concerning the matters involved and the issues pre-sented by the application and the amendment thereto, and other pleadings in this proceeding.

(B) Prior to the date herein fixed for the commencement of the public hearing with respect to the application of Ten-nessee Gas and Transmission Company, the officer designated by the Commission to preside at the public hearing shall hold a prehearing conference of all parties participating in the proceeding concern-ing the matters of fact and law asserted in the application and the amendment thereto, and other pleadings filed in the proceeding for the purposes of settling, simplifying or limiting the issues and further apprising the parties of the form-ulated or stipulated issues upon which evidence must be adduced at the public hearing: *Provided, however,* That no party shall be denied the right to ex-amine or cross-examine on other mat-ters, where additional issues develop dur-ing the course of the hearing.

(C) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and pro-cedure (effective September 11, 1946)

Date of issuance: March 13, 1947.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-2494; Filed, Mar. 17, 1947;
8:48 a. m.]

OFFICE OF TEMPORARY CONTROLS

Civilian Production Administration

[C-492]

AMERICAN PROCESSING & SALES CO.,
HAWTHORN-MELODY DIVISION
CONSENT ORDER

American Processing and Sales Com-pany, a Corporation, Hawthorn-Melody Division, 4224 West Chicago Avenue, Chicago, Illinois, is engaged in the proc-essing and distribution of milk and dairy products. It is charged with having ex-ceeded authorization on Form CPA-4423 dated August 15, 1946 in the construc-tion of a brick building approximately 208' x 100' instead of the installation of a demountable airplane hangar as set forth in said application. The American Processing and Sales Company, a Cor-poration, Hawthorn-Melody Division, does not wish to contest such charges and consents to the issuance of this order.

Wherefore, upon the agreement and consent of American Processing and Sales Company, a Corporation, Haw-thorn-Melody Division, the Regional Compliance Director and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Authorization to American Proc-essing and Sales Company, a Corpora-tion, Hawthorn-Melody Division, on Form CPA-4423, dated August 15, 1946 is hereby revoked.

(b) Neither American Processing and Sales Company, a Corporation, Haw-thorn-Melody Division, its successors or assigns, nor any other person, shall do any further construction on the premises at 4215-35 West Chicago Avenue, Chi-cago, Illinois, unless specifically author-ized by the Civilian Production Admin-istration.

(c) Nothing contained in this order shall be construed as preventing the processing on its merits of an application for permission to complete the construc-tion on the aforesaid premises that may be filed with the Civilian Production Ad-ministration.

(d) Nothing contained in this order shall be deemed to relieve the American Processing and Sales Company, a Cor-poration, Hawthorn-Melody Division, from any restriction, prohibition or provision contained in any other order or regula-tion of the Civilian Production Adminis-tration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 14th day of March 1947.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 47-2541; Filed, Mar. 14, 1947;
4:33 p. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 62-2]

PORTLAND ELECTRIC POWER CO. BOND-
HOLDERS COMMITTEE

ORDER PERMITTING POST-AMENDMENT TO
BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of March 1947.

Thatcher C. Jones, Lloyd E. Dewey and Joshua Morrison, styling themselves as Portland Electric Power Company Bondholders Committee, having filed a post-amendment to their declaration herein on March 10, 1947, pursuant to Rule U-62 promulgated under the Pub-lic Utility Holding Company Act of 1935, with respect to a letter to be sent to holders of the 6% Collateral Trust In-come Bonds, due March 1, 1950, of Port-land Electric Power Company, a regis-tered holding company and now in re-organization pursuant to Chapter X of the Federal Bankruptcy Act in the Dis-trict Court of the United States for the District of Oregon; and

The Commission having examined said post-amendment and exhibits

thereto and finding that the same meet the requirements of said Rule U-62;

It is ordered, That said declaration as thus post-amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F R. Doc. 47-2481; Filed, Mar. 17, 1947;
8:46 a. m.]

[File Nos. 59-23, 70-1277]

MIDDLE WEST CORP. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER
RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March 1947.

In the matter of The Middle West Corporation, North West Utilities Company, File No. 70-1277; The Middle West Corporation, North West Utilities Company, Wisconsin Power and Light Company, File No. 59-23.

Notice is hereby given that North West Utilities Company ("North West"), a registered holding company, and The Middle West Corporation ("Middle West") also a registered holding company and cor-

porate parent of North West, have filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("Act") a Plan of Distribution of Assets and Dissolution of North West Utilities Company ("Plan") which is stated to be for the purpose of compliance with the provisions of section 11 of the act and the order of the Commission dated September 10, 1943, (Holding Company Act Release No. 4552) requiring that North West be liquidated and its existence terminated. Such plan is filed as an amendment to applications-declarations, as amended, previously filed with the Commission and described in the Commission's notice of filing and order for hearing dated May 10, 1946 (Holding Company Act Release No. 6625) and is in substitution for the proposals contained in said applications-declarations.

All interested persons are referred to the aforesaid Plan which is on file in the office of this Commission for a full statement of the transactions, therein proposed which may be summarized as follows:

North West has no indebtedness except for current liabilities. The following table shows the outstanding securities of North West, the shares held by Middle West and by the public, and the amounts (\$100 and accrued dividends per share) payable, as of December 31, 1946, on liquidation under the provisions of the Certificate of Incorporation:

	Shares outstanding	Shares held by—		Amounts payable on liquidation as of Dec. 31, 1946			
		Middle West	Others	Per share	On Middle West's shares	On other shares	On all shares
7 percent prior lien preferred stock (par value \$100) ¹	44,000	28,573 (64.9%)	17,427 (39.6%)	\$203.25	\$5,400,962	\$3,542,038	\$8,943,000
7 percent preferred stock (par value \$100) ¹	60,755	21,687 (35.7%)	39,068 (64.3%)	204.125	4,426,859	7,974,755	12,401,614
\$6 cumulative preferred stock (no par value) ¹	24,000	24,000 (100%)	None	189.25	4,542,000	None	4,542,000
Total	128,755	72,260 (56.12%)	56,495 (43.88%)		14,369,821	11,516,793	25,886,614
Common stock (par value \$1)	260,531	260,531 (100%)	None				

¹ The 7 percent prior lien preferred stock is preferred as to dividends and, upon liquidation (voluntary or involuntary), as to \$100 per share and accrued dividends over the preferred stock and the common stock. The 7 percent preferred stock and the \$6 cumulative preferred stock rank *pari passu* and are preferred as to dividends and, upon liquidation (voluntary or involuntary), as to \$100 per share and accrued dividends over the common stock.

The assets of North West, consisting of 1,259,850 shares of common stock of Wisconsin Power and Light Company ("Wisconsin") (representing 98.35% of said stock outstanding) and net cash assets of approximately \$25,000, will be distributed to the holders of the outstanding shares of North West's capital stock upon surrender of said shares for cancellation and in satisfaction of all rights in respect of said shares, on the following bases:

(1) The public holders of the 7% Prior Lien Preferred and the 7% Preferred stock will receive for each such share, 10½ and 10 shares, respectively, of Wisconsin common and cash in an amount equivalent to the dividends accrued on each such share of preferred stock from December 31, 1946, to the effective date of the Plan. Warrants will be issued in lieu of fractional shares.

(2) Middle West will receive for all shares of stock of all classes of North West held, all of the assets of North West not required by the foregoing paragraph (1) or required for the payment of any debts of North West.

The warrants to be issued in lieu of fractional shares of Wisconsin common will be in bearer form, dated as of the effective date of the Plan, and will be non-dividend bearing and non-voting. The warrants, when combined with others entitling the bearer to one or more full shares of common stock of Wisconsin, may be surrendered within five years from the date of the warrants to Wisconsin Power and Light Company or its Transfer Agent, Illinois Stock Transfer Company, in exchange for full shares of Wisconsin common. Upon the expiration of five years, all rights of the holders of warrants not so surrendered for ex-

change will thereupon cease, and the shares of common stock represented by expired warrants will be retained by Wisconsin Power and Light Company free of any and all claims.

On the basis of the proposed distribution by North West, holders of the capital stock of North West, other than Middle West, will receive 573,663.5 shares (45.534%) and Middle West will receive 686,186.5 shares (54.456%) of the common stock of Wisconsin.

Middle West proposes to acquire the shares of common stock of Wisconsin to which it is entitled under the Plan. Middle West intends to distribute to its stockholders the shares of common stock of Wisconsin now owned by it and the shares of such stock to be acquired by it under the Plan, subject to a future declaration to be filed with respect to such distribution and the approval of the Commission.

The expenses and fees incidental to the consummation of the Plan and to the proceedings relating thereto, incurred by North West or others, will be paid or reimbursed by North West, subject to the approval by the Commission and the United States Court of Items subject to their jurisdictions.

The applicants request the Commission, in the event the Plan as filed is approved, to apply to an appropriate District Court of the United States for an order to enforce and carry out the provisions of the Plan. The effective date of the Plan will be the date on which the said Order enforcing the Plan is entered.

Applicants have also requested that, if the Commission approves the Plan, its order shall conform to the requirements of and contain the recitals specified in sections 371, 372, 373, and 1808 (f) of the Internal Revenue Code, as amended.

As soon as practicable after the effective date of the Plan, North West will be dissolved pursuant to applicable provisions of the Corporation Law of Delaware.

The Commission being required by the provisions of section 11 (e) of the act, before approving any plan thereunder, to find after notice and opportunity for hearing that the plan, as submitted, or as modified, is necessary to effectuate the provisions of subsection (b) of section 11 of the act and is fair and equitable to the persons affected thereby, and it appearing appropriate to the Commission that a hearing be held upon the Plan to afford all interested persons an opportunity to be heard with respect thereto; and

The Commission having by its above-mentioned order dated May 10, 1946 consolidated for consideration proceedings previously instituted by the Commission pursuant to section 11 (b) of the act (File No. 59-23) directed to Middle West, North West, and Wisconsin Power and Light Company with the proceedings relating to the above-mentioned applications-declarations, as amended, (File No. 70-1277) and public hearings having been held pursuant to said order and having been continued subject to the call of the hearing officer;

It is ordered, That the hearing in these consolidated proceedings be reconvened under the applicable provisions of the Act and the rules thereunder on April 8,

1947, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pa. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in the proceedings shall notify the Commission in the manner prescribed by Rule XVII of the rules of practice on or before April 7, 1947. In the event that amendments to the Plan are filed during the course of said proceedings, no notice of such amendments will be given unless specifically ordered by the Commission. Any person desiring to receive further notice of the filing of any additional plans or amendments should file an appearance in these proceedings or otherwise specifically request such notice.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the Plan and that, upon the basis thereof, the following matters and questions are presented for consideration without prejudice to its specifying additional matters or questions upon further examination.

(1) Whether the Plan, as submitted or as hereafter may be modified, is necessary to effectuate the provisions of section 11 of the act, and is fair and equitable to the persons affected thereby.

(2) Whether the Plan, as submitted, or as hereafter may be modified, is in compliance with the order of the Commission dated September 10, 1943, requiring that North West be liquidated and its existence terminated.

(3) Whether the proposal by Middle West with respect to the acquisition and subsequent disposition of the common stock of Wisconsin Power and Light Company is appropriate in the light of the Commission's order of January 24, 1944, issued pursuant to proceedings under Section 11 (b) (1) directed to Middle West and subsidiaries, and has the tendency required by section 10 (c) (2) of the act.

(4) Whether the accounting entries to be made on the books of Middle West in connection with the proposed Plan are proper, and meet the requirements of the act and the Uniform System of Accounts for Public Utility Holding Companies, promulgated thereunder.

(5) Whether, if the proposed Plan is approved in whole or in part by the Commission, it is appropriate in the public interest and in the interests of investors or consumers that any terms and conditions be imposed in connection with such approval and, if so, what such terms and conditions should be.

(6) Whether the fees and expenses proposed to be paid in connection with the consummation of the Plan and all transactions incidental thereto are for

necessary services and are reasonable in amount.

(7) Generally, whether the proposed transactions comply with all the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and if not, whether and what modifications, terms or conditions should be required or imposed to satisfy the statutory standards.

It is further ordered, That notice of this hearing be given to The Middle West Corporation, to North West Utilities Company, to Wisconsin Power and Light Company, to the Wisconsin Public Service Commission, to the Federal Power Commission, and to all persons who have heretofore applied for or who have been granted participation in the proceedings, by registered mail and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by general release of the Commission distributed to the press and mailed to the persons on the Commission's mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is further ordered, That North West Utilities Company notify the holders, other than The Middle West Corporation, of its 7% Prior Lien Preferred Stock and its 7% Preferred Stock, to the extent that their addresses are known or available to it, by mailing a copy of this notice and order to said security holders not later than fifteen days prior to April 7, 1947.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2478; Filed, Mar. 17, 1947;
8:45 a. m.]

[File Nos. 54-33, 59-25]

UNITED CORP.

ORDER PARTIALLY GRANTING PETITION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March A. D. 1947.

The United Corporation ("United") a registered holding company, having, in connection with the Commission's memorandum opinion of February 7, 1947, Holding Company Act Release No. 7191, issued in the above-entitled proceeding, filed a declaration pursuant to Rule U-62, promulgated under the Public Utility Holding Company Act of 1935 ("the Act") regarding the proposed solicitation of proxies from its common-stock holders with respect to an annual meeting to be held on April 9, 1947, and the Commission on February 25, 1947, having permitted said declaration to become effective;

Randolph Phillips ("petitioner") holder of 1100 shares of the common stock of United, having filed a declaration pursuant to Rule U-62 in connection with the aforesaid meeting, and the Commission having permitted said declaration to become effective on March 11, 1947;

Petitioner having further filed a petition requesting the entry of an order

pursuant to sections 12 (e) 14, 15 (g) and 22 (a) of the Public Utility Holding Company Act of 1935 requiring United to take and to refrain from certain actions in the manner specified in said petition;

The Commission having heard argument and having considered the issues raised with respect to said petition;

The Commission finding pursuant to sections 12 (e) 14, 15 (g) and 22 (a) of the Public Utility Holding Company Act of 1935, that it is necessary and appropriate in the public interest and for the protection of investors, and to prevent the circumvention of the provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations thereunder, and on the basis of the Commission's opinions in "H. M. Foster, et al., — S. E. C. — (1945), Holding Company Act Release No. 6244," and "Standard Gas and Electric Company, — S. E. C. — (1946) Holding Company Act Release No. 7020," that the said petition be granted to the extent hereinafter provided; *It is hereby ordered*:

1. Upon payment by petitioner of the actual cost thereof to United, United shall with all reasonable dispatch address or cause to be addressed to each common stockholder of record as many forms of proxy as may be furnished by petitioner;

2. United shall return to petitioner said addressed forms of proxy with reasonable promptness;

3. Upon payment by petitioner of the actual cost thereof to United, United shall furnish with reasonable promptness to petitioner a list of all common stockholders of record as of close of business on February 19, 1947, including the address of and number of shares owned by each such holder;

4. The petition in all other respects be, and hereby is, denied;

5. The Commission reserves jurisdiction to enter such further orders pursuant to the act and rules and regulations thereunder as may be necessary or appropriate to effectuate this order.

It is further ordered, That nothing herein contained shall be construed in any manner as passing upon the merits of any matters set forth in any of said proxy solicitation material;

The Commission not having had opportunity, because of the need for expedition in the decision of these matters, to issue an opinion setting forth in greater detail its reasons for this order, hereby reserves the right to file such opinion.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2478; Filed, Mar. 17, 1947;
8:45 a. m.]

[File No. 59-15]

NORTHERN NEW ENGLAND CO. AND NEW
ENGLAND PUBLIC SERVICE CO.

NOTICE OF FILING AND ORDER RECONVENING
HEARING

At a regular session of the Securities and Exchange Commission held at its

office in the City of Philadelphia, Pa., on the 11th day of March 1947.

Notice is hereby given that New England Public Service Company ("NEPSCO") a registered holding company and a subsidiary of Northern New England Company, also a registered holding company, on March 10, 1947, filed an application, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for approval of an amended plan providing in effect for the retirement of all of its outstanding Prior Lien Preferred Stock by the payment of cash or through an exchange offer of common stock of Public Service Company of New Hampshire ("New Hampshire"), a public utility subsidiary of NEPSCO. Applicant states that the plan is designed to utilize the \$16,500,000 cash proceeds received by it from the sale of its industrial assets toward the retirement of its Prior Lien Preferred Stock in a manner to preserve to NEPSCO tax benefits estimated by the company to amount to \$3,200,000. It is stated that the plan is further designed as a step to effect compliance with the order of the Commission dated May 2, 1941 requiring the recapitalization or liquidation of NEPSCO. The amended plan is filed in complete substitution for the plan of NEPSCO dated November 23, 1946.

All interested persons are referred to said application and amended plan which are on file in the office of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

NEPSCO will retire the outstanding 118,747 shares of its Prior Lien Preferred Stock, \$7 Dividend Series, and the outstanding 60,000 shares of its Prior Lien Preferred Stock, \$6 Dividend Series, by paying to the holders thereof an amount equal to \$120 per share for the \$7 Dividend Series and \$110 per share for the \$6 Dividend Series, plus in both cases an amount equal to the dividends accrued thereon to the date of consummation of the amended plan, subject to the right of the company to elect one or more of the alternatives hereinafter described. Payment of this amount will be in cash or, at the election of the holder of Prior Lien Preferred Stock, payment will be made in common stock of New Hampshire taken at the initial public offering price per share, to be determined at competitive bidding, provided that elections to receive common stock of New Hampshire will be reduced, pro rata, if and insofar as shall be necessary for NEPSCO to use the entire \$16,500,000 cash proceeds from the sale of its industrial assets to retire Prior Lien Preferred Stock. No fractional shares of common stock of New Hampshire other than tenths of a share will be issued in making such exchanges and in lieu of each fraction of a share in excess of one or more tenths of a share, the company will pay in cash the value thereof based upon the value at which whole shares of such common stock are taken by holders of Prior Lien Preferred Stock. No election will be effective unless certificates representing the Prior Lien Preferred Stock are deposited at the office of a bank or trust

company ("Plan Trustee") designated by NEPSCO, accompanied by a duly executed letter of transmittal in the form furnished by NEPSCO, on or before the expiration of an exchange period of not less than ten days (which shall expire not more than ten days prior to the receipt by NEPSCO of bids for the purchase of shares of New Hampshire) notice of such exchange period will be mailed to holders of record of Prior Lien Preferred Stock before the first day thereof.

In carrying out the said retirement of, and offer of exchange to, the Prior Lien Preferred Stock, NEPSCO will sell all of the common stock of New Hampshire owned by it (565,553 shares) and not taken by the holders of Prior Lien Preferred Stock, at competitive bidding pursuant to Rule U-50 promulgated under the act.

Alternative 1: NEPSCO may elect to cancel the competitive bidding for common stock of New Hampshire if no competitive bidding has been had, or may elect to proceed no further with the sale of such stock if no bids acceptable to NEPSCO have been received. In such event, NEPSCO will thereupon fix a price at which Prior Lien Preferred stockholders will take such stock and will include such price in the notice to such stockholders, or if such notice has gone out, NEPSCO will give a new notice providing a period of not less than ten days thereafter within which holders of Prior Lien Preferred Stock may determine whether or not they will take such stock at the price so fixed by NEPSCO. Before electing this alternative, NEPSCO will give written notice to the Commission of the action it proposes to take and the reasons therefor, and if the Commission within five days after receiving such notice notifies NEPSCO that it objects, NEPSCO will not proceed unless and until the Commission shall, with or without a hearing, have approved.

Alternative 2: NEPSCO may elect to cancel the privilege of the holders of Prior Lien Preferred Stock to receive shares of common stock of New Hampshire and to cancel competitive bidding for such common stock if no competitive bidding has been had, or may elect to proceed to further with the sale of such stock if no bids acceptable to NEPSCO have been received on competitive bidding. In such event, NEPSCO will thereupon borrow the necessary funds, to enable it to carry out the particular one or more alternatives it has elected, from one or more banks for a term of one year with the right to two successive renewals of one year each at an interest rate to be negotiated but not to exceed 2½%, but only after it has complied with the same provisions in regard to notice to, and approval by, the Commission as set forth under Alternative 1. Such loan will be secured by a pledge of stock of New Hampshire and Central Maine Power Company (another public utility subsidiary of NEPSCO) having a quoted market value from time to time equal to twice the amount of the loan. NEPSCO will be obligated to pay on account of principal not more than \$1,600,000 per year, but will have the privilege of prepaying the loan in

whole or in part without penalty, out of earnings or the proceeds of sales of assets. No dividends will be paid on any class of stock of NEPSCO so long as any part of the loan remains unpaid. In order to insure that such loan will be available if needed, NEPSCO has entered into a loan agreement with five banks containing the commitment of said banks to lend \$13,500,000, and has paid one-fourth of 1% of the amount of the loan for such commitment. It is stated that NEPSCO has no commitment from such banks to lend the additional funds which would be required under this alternative, but believes that such a commitment could be obtained. If NEPSCO shall borrow as aforesaid, it will within one year after the date of the loan sell, at competitive bidding pursuant to Rule U-50, or in such other manner as the Commission may approve, sufficient of its holdings of utility stocks to repay the loan in full; *Provided*, That NEPSCO may request, and the Commission may grant one or more extensions of said period of one year. In case NEPSCO adopts this alternative, any certificates for Prior Lien Preferred Stock at the time deposited with the Plan Trustee for the purposes of exchange for New Hampshire common stock shall not be returned but the holders thereof shall be paid in cash at the same time as holders of non-deposited Prior Lien Preferred Stock.

Alternative 3: The amended plan further provides that NEPSCO may elect to postpone any payment to the holders of Prior Lien Preferred Stock in excess of \$100 per share and accrued dividends thereon until a final court order shall have determined whether, and to what extent, the full amount specified in this plan is payable to such holders. In such case, NEPSCO will presently pay the holders of Prior Lien Preferred Stock in cash, with the election to take stock, or solely in cash depending on whether or not Alternative 2 has been adopted, \$100 per share and accrued dividends thereon and will issue to such holders certificates of contingent interest evidencing their right to receive any additional payment (not exceeding \$20 per share for the \$7 series and \$10 for the \$6 series) and such compensation for delay in payment as shall be determined by final court order. It is provided that the certificates of contingent interest be registered and transferable. The certificates will become void in case a final court order determines that no such additional payment be made and they will become void if not presented for payment within five years from the date of such final order determining additional payment. NEPSCO, in order to insure the payments, if any, called for by the certificates of contingent interest will, at or before the issue of said certificates, deposit with the Plan Trustee \$4,000,000 in cash under an Escrow Deposit Agreement providing that on or before a date fixed or approved in the final order, the Plan Trustee shall make available to the holders of said certificates, against the surrender thereof, the amounts payable by said order. In the event of the Escrow deposit, the option of the holders of Prior Lien Preferred Stock to take stock,

if then in effect, will exclude such additional payment and will be confined solely to \$100 per share plus accrued dividends. Any cash not needed for payment in full of certificates will be delivered and paid over (subject to reasonable compensation and expenses of Plan Trustee) to NEPSCO or as the final order shall direct.

The amended plan further provides that the cash, stock and any certificates called for will be paid or delivered by NEPSCO on or before the date of consummation of this plan to the Plan Trustee under appropriate instructions for distribution (except as to the said \$4,000,000 deposit to secure certificates of contingent interest, if issued) to the holders of Prior Lien Preferred Stock upon surrender of their stock certificates. It is stated that such payment and delivery of cash, stock and any such certificates distributable hereunder, will, upon the date of mailing of the notice described below to all Prior Lien Preferred stockholders of record, constitute payment and delivery to them and thereupon the Prior Lien Preferred Stock will cease to be outstanding and the rights of the holders thereof will terminate, except the right to receive cash, stock and any certificates of contingent interest provided for by this plan, and if they presently receive less than the call price, to assert the right to additional payment as aforesaid.

The date of consummation of the amended plan (except for the payments called by certificates of contingent interest, if issued) will be such date as fixed by NEPSCO in a notice to be mailed to all holders of record of Prior Lien Preferred Stock (with copies to the Commission and any Court then exercising jurisdiction over this plan) not less than fifteen days prior to the date so fixed and as soon as reasonably practicable after the determination of the price for the common stock of New Hampshire or after the borrowing described in Alternative 2.

NEPSCO will pay such fees and will reimburse others for such expenses in connection with this amended plan as are subject to the jurisdiction of the Commission and are approved by it.

NEPSCO requests that the order of the Commission include recitals to bring the transactions incident to carrying out this amended plan within the provisions of section 1808 (f) and Supplement R of the Internal Revenue Code, as amended. NEPSCO further requests that the Commission, in the event the plan is approved, apply to an appropriate District Court for enforcement of such plan.

It is stated by NEPSCO that as soon as practicable after the retirement of the Prior Lien Preferred Stock, it will file with the Commission a further plan proposing action to complete compliance with section 11 of the act, the present intention of NEPSCO being to propose in such plan a distribution of its net assets among the holders of its plain Preferred and Common stocks and its dissolution.

The Commission being required by the provisions of section 11 (e) of the act, before approving any plan thereunder,

to find after notice and opportunity for hearing that the plan, as submitted, or as modified, is necessary to effectuate the provisions of subsection (b) of section 11 of the act and is fair and equitable to the persons affected thereby, and it appearing appropriate to the Commission that notice should be given and that the hearings heretofore held in this proceeding should be reconvened for the purpose of adducing evidence with respect to the matters set forth in said application and amended plan, as submitted, or as modified, and for the purpose of affording opportunity to all interested persons to be heard;

It is ordered, Pursuant to sections 11 and 18 of the act, that the hearings in this proceeding be reconvened on April 1, 1947, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on such date by the hearing-room clerk in Room 318.

It is further ordered, That Willis E. Monty, the hearing officer previously designated, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division of the Commission having advised the commission that it has made a preliminary examination of the application and amended plan and that, upon the basis thereof, the following matters and questions are presented for consideration by the Commission without prejudice to its specifying additional matters and questions upon further examination:

1. Whether the amended plan as submitted, or as hereafter modified, including the various alternatives therein provided, is necessary to effectuate the provisions of section 11 (b) of the act and is a proper step toward compliance with the order of the Commission dated May 2, 1941.

2. Whether the amended plan, as submitted, or as hereafter modified, including the various alternatives therein provided, is fair and equitable to the person affected thereby, more particularly whether the treatment proposed to be accorded to the holders of Prior Lien Preferred Stock in regard to their respective claims is fair and equitable to the security holders of NEPSCO.

3. Whether the proposals by NEPSCO to dispose of its shares of common stock of New Hampshire meet the applicable provisions of sections 12 (d) and 12 (f) of the act and Rules U-44 and U-50 promulgated thereunder.

4. Whether in the event securities are proposed to be issued by NEPSCO, such securities meet the standards of section 7, and other applicable standards of the act.

5. Whether in the event the bank loan is made, the amended plan requires the filing of subsequent declarations with respect to the two successive renewals of one year each, and if not, whether the

amended plan should be modified to so provide.

6. Whether the fees and expenses and other remunerations which may be claimed in connection with the amended plan and all transactions incident thereto are for necessary services and are reasonable in amount.

7. Whether the accounting treatment of the proposed transactions is proper and in conformity with sound accounting principles and the Commission's Uniform System of Accounts for Public Utility Holding Companies.

8. Whether, and to what extent, the amended plan should be modified, or terms and conditions imposed, to insure adequate protection of the public interest and the interest of investors and consumers and compliance with the requirements of the Public Utility Holding Company Act of 1935 and rules promulgated thereunder.

9. Whether this amended plan, or a plan proposed by the Commission, or by any person having a bona fide interest, in accordance with the provisions of section 11 (d) of the act, should be approved for the purpose of effectuating the order of the Commission of May 2, 1941, and if proposed by the Commission, what the terms and provisions of such plan should be.

It is further ordered, That particular attention be directed at said reconvened hearing to the foregoing matters and questions.

It is further ordered, That any person desiring to be heard in connection with this proceeding, or proposing to intervene herein, who has not already done so, shall file with the Secretary of the Commission on or before March 31, 1947, his request or application therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That jurisdiction be reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions or matters herein set forth or which may arise in these proceedings or to consolidate with these proceedings other filings or matters pertaining to the subject matter of these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to the parties above-named herein, to all persons heretofore granted participation in these proceedings, to the Public Service Commissions of the States of New Hampshire and Vermont, to the Public Utilities Commission of the State of Maine and to the Federal Power Commission, and that notice of said hearing shall be given to all other persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

It is further ordered, That New England Public Service Company shall give further notice of this hearing to all of its prior lien, preferred and common stockholders of record by mailing to each of said persons at his last known address a copy of this notice and order reconvening hearing, at least twelve days prior to the date of said hearing.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2480; Filed, Mar. 17, 1947;
8:46 a. m.]

[File Nos. 54-75, 70-726]

COMMONWEALTH & SOUTHERN CORP. (DEL.)
ORDER PERMITTING DECLARATION TO BECOME
EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of March 1947.

The Commonwealth & Southern Corporation ("Commonwealth") a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-46 thereunder, regarding the proposed payment of a dividend of \$3.00 per share (payable on the 28th day after approval by this Commission to stockholders of record at the close of business on the 14th day after such approval) or an aggregate of \$4,323,741 on the outstanding shares of its preferred stock; and

The Commission having heretofore instituted proceedings under sections 11 (b) (1) and 11 (b) (2) of the act with respect to Commonwealth and its subsidiaries; and

Commonwealth having filed a plan for compliance with such sections of the act, providing, among other things, for the liquidation of Commonwealth; and

Commonwealth having stated in the instant declaration that "The Board * * * recognizes that, in view of the pending proceedings, the 'Earned Surplus' account may be so qualified that, under the rules and practice of the Commission, payment of said dividend is subject to the requirement of Commission authorization under the provisions of section 12 (c) of the act and Rule U-46 in spite of the fact that, as authorized by section 34 of the Delaware General Corporation Law, the source of payment of such dividend under such Law is Commonwealth's net profits for the current and preceding fiscal years" and

The instant declaration having been filed on February 21, 1947 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission deeming that it would not be necessary or appropriate to deny

effectiveness to the declaration under the standards of section 12 (c) of the act and Rule U-46 if it should be found that the proposed payment were to be made out of capital and that, therefore, it is unnecessary for the Commission to determine whether said proposed payment is being made out of capital; and

The Commission therefore deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective insofar as section 12 (c) and Rule U-46 are applicable to the proposed payment; and

Commonwealth having requested that the Commission's order be issued herein on or before March 11, 1947, and become effective forthwith so that Commonwealth may pay the proposed dividend not later than April 8, 1947, and the Commission deeming it appropriate to grant such request:

It is hereby ordered pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith: *Provided, however*, That this order shall not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code, and, *Provided further*, That Commonwealth accompany the dividend checks with a statement to the effect (1) that Commonwealth filed the declaration regarding the proposed dividend payment pursuant to section 12 (c) and Rule U-46 by reason of its uncertainty as to whether the "Earned Surplus" account may be so qualified that, under the rules and practice of the Commission, payment of the proposed dividend is subject to the requirement of Commission authorization under the act and the rules thereunder and that the Commission permitted the declaration to become effective without determining whether the proposed payment is being made out of capital and (2) that the Commission's action in permitting the declaration to become effective should not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-2482; Filed, Mar. 17, 1947;
8:46 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 8356]

CARL SCHMELING

In re: Estate of Carl Schmeling, deceased. File D-28-11074; E. T. sec. 15504.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marie Schmeling, Paula Schmeling, Albert Lucht, Marie Schmeling and Axel Lucht, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Carl Schmeling, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the County Treasurer of Livingston County, Illinois, as Depositary, acting under the judicial supervision of the Probate Court of Livingston County, Pontiac, Illinois;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

[F. R. Doc. 47-2502; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8348]

LOUIS P. ALFF

In re: Estate of Louis P. Alff, deceased. File D-28-9084; E. T. sec. 11618.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Christiana Alff, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the sum of \$8,221.26, fifty-four miscellaneous articles of clothing and the certificates representing the following described property were delivered to the Alien Property Custodian by Charles

Carey, Executor of the Estate of Louis P. Alff, deceased:

Twenty-five (25) shares of common stock of The Union Portland Cement Company with a par value of \$100.00 per share as represented by stock certificate No. 4 issued in the name of Louis Alff with any declared and unpaid dividends.

Twenty-five (25) shares of preferred stock of The Union Portland Cement Company with a par value of \$100.00 per share as represented by stock certificate No. 4 issued in the name of Louis Alff with any declared and unpaid dividends.

Thirty-seven and one-half (37½) shares of common stock of The Union Portland Cement Company with a par value of \$100.00 per share as represented by stock certificate No. 5 issued in the name of Louis Alff with any declared and unpaid dividends;

3. That the sum of \$8,221.26, the fifty-four miscellaneous articles of clothing and the certificates described in subparagraph 2 hereof are presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Alien Property Custodian by acceptance thereof on August 22, 1946, pursuant to the Trading with the Enemy Act, as amended.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2501; Filed, Mar. 17, 1947;
8:45 a. m.]

[Vesting Order 8359]

MARIE C. VON BERGEN

In re: Estate of Marie C. Von Bergen, deceased. File No. D-28-9838; E. T. sec. 13873.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Arthur Faddern, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Marie C. Von Bergen, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by Elmer Jens, Clerk of the District Court of Iowa, in and for Scott County, Court House, Davenport, Iowa, as depositary, acting under the judicial supervision of District Court of the State of Iowa, in and for Scott County, Davenport, Iowa;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2504; Filed, Mar. 17, 1947;
8:45 a. m.]

[Vesting Order 8358]

GEORGE TREDE

In re: Estate of George Trede, otherwise known as Jurgen Trede, deceased. File D-28-10768; E. T. sec. 15203.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Helene Lerch, Helene Lerch, Anna Timm, Margaret Rower, Hans Trede, Otto Trede, Helene Trede and Dorothea Trede, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That the surviving issue of Helene Lerch, the surviving issue of Helene

Lerch, the surviving issue of Anna Timm, the surviving issue of Margaret Rower, the surviving issue of Hans Trede, the surviving issue of Otto Trede and the surviving issue of Helene Trede, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the Estate of George Trede, otherwise known as Jurgen Trede, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

4. That such property is in the process of administration by Clara Lechner Beatty, as Executrix, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Walla Walla;

and it is hereby determined:

5. That to the extent that the above named persons and the surviving issue of Helene Lerch, the surviving issue of Anna Timm, the surviving issue of Margaret Rower, the surviving issue of Hans Trede, the surviving issue of Otto Trede and the surviving issue of Helene Trede, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2503; Filed, Mar. 17, 1947;
8:45 a. m.]

[Vesting Order 8357]

YOSHIOHARU FUJITA

In re: Bank accounts owned by Yoshiharu Fujita, also known as Y. Fujita. F-39-5240-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yoshiharu Fujita, also known as Y. Fujita, also known as Y. Fujita, whose last known address is Japan, is a

resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows:

(a) That certain debt or other obligation owing to Yoshiharu Fujita, also known as Y. Fujita, by The Yokohama Specie Bank, Ltd., P. O. Box 1200, Honolulu, T. H., arising out of a checking account, evidenced by Receiver's Liability No. 20, entitled Y. Fujita, and any and all rights to demand, enforce, and collect the same,

(b) That certain debt or other obligation owing to Yoshiharu Fujita, also known as Y. Fujita, by The Yokohama Specie Bank, Ltd., P. O. Box 1200, Honolulu, T. H., arising out of a savings account, Account Number 14162, evidenced by Receiver's Liability No. 481, entitled Yoshiharu Fujita, and any and all rights to demand, enforce and collect the same, and

(c) That certain debt or other obligation owing to Yoshiharu Fujita, also known as Y. Fujita, by The Yokohama Specie Bank, Ltd., P. O. Box 1200, Honolulu, T. H., arising out of a savings account, Account Number 16606, evidenced by Receiver's Liability No. 482, entitled Yoshiharu Fujita, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2505; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8369]

ICHIRO HIGASHIDA

In re: Claim owned by Ichiro Higashida. D-39-971 and D-39-971-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Exec-

utive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ichiro Higashida, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Ichiro Higashida, by The Yokohama Specie Bank, Limited, Honolulu Office, P. O. Box 1200, Honolulu, T. H., evidenced by Receiver's Liability No. 4166, entitled Ichiro Higashida, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2506; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8371]

KIYO IMAMURA

In re: Bank accounts owned by Kiyo Imamura. F-39-1911-C-1 and F-39-1911-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kiyo Imamura, whose last known address is Kyoto, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows:

a. That certain debt or other obligation owing to Kiyo Imamura, by Bishop National Bank of Hawaii, King-Smith Street Branch, Honolulu, T. H., arising out of a blocked checking account en-

titled Kiyo Imamura, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation of The Yokohama Specie Bank, Ltd., Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a blocked savings account evidenced by Receiver's Liability No. 888, entitled Kiyo Imamura by M. Marumoto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kiyo Imamura, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2507; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8372]

SETSUZO IMAZAWA

In re: Bank account owned by Setsuzo Imazawa. D-39-1066-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Setsuzo Imazawa, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Setsuzo Imazawa by Yokohama Specie Bank Limited, P. O. Box 1200, Honolulu, T. H., arising out of a blocked savings account, evidenced by Receiver's Liability No. 894, entitled Setsuzo Imazawa, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on

account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2508; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8376]

NIHEI MIYAMOTO

In re: Bank accounts owned by Nihei Miyamoto. D-39-12-E-1 and D-39-12-E-2.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Nihei Miyamoto, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows:

a. That certain debt or other obligation owing to Nihei Miyamoto, by The Yokohama Specie Bank, Limited, Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a checking account, evidenced by Receiver's Liability No. 94, entitled Nihei Miyamoto, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Nihei Miyamoto, by The Yokohama Specie Bank, Limited, Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a savings account evidenced by Receiver's Liability No. 1656, entitled Nihei Miyamoto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2509; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8377]

AYAKO SAITO

In re: Stock owned by Ayako Saito. F-39-3522-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ayako Saito, whose last known address is Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: 83 shares of \$100 par value common capital stock of Yamashiro Hotel Company, Limited, College Walk and Beretania Street, Honolulu, T. H., a corporation organized under the laws of the Territory of Hawaii evidenced by certificate number 17, dated September 30, 1938, registered in the name of Ayako Saito, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2510; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8380]

TAJIRO SUMIDA

In re: Stock, a claim and a bank account owned by Tajiro Sumida. F-39-893-C-1, F-39-893-D-1, and F-39-893-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Tajiro Sumida, whose last known address is Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows:

a. 90 shares of \$20 par value common capital stock of Kyoyei Shokwai, Limited, 30 North Kukui Street, Honolulu, T. H., a corporation organized under the laws of the Territory of Hawaii, evidenced by Certificates Numbers 401 through 490, dated May 15, 1915, and registered in the name of Tajiro Sumida, together with all declared and unpaid dividends thereon,

b. That certain debt or other obligation owing to Tajiro Sumida, by Kyoyei Shokwai, Limited, 30 North Kukui Street, Honolulu, T. H., in the amount of \$747.51 as of December 31, 1945, together with any and all accruals therefo, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Tajiro Sumida, by Bank of Hawaii, King and Bishop Streets, Honolulu, T. H., arising out of a blocked savings account, Account Number 148747, entitled Tajiro Sumida, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2511; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8381]

TORAICHI UYEDA

In re: Claim and bank accounts owned by Toraichi Uyeda. D-39-17588-D-1, D-39-17588-C-1, D-39-17588-C-2, D-39-17588-E-1, and D-39-17588-E-2.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Toraichi Uyeda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows:

a. That certain debt or other obligation owing to Toraichi Uyeda, by Hawaii Suisan Kaisha, Limited, 218 N. Queen Street, Honolulu, T. H., in the amount of \$60.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Toraichi Uyeda, by The Yokohama Specie Bank, Ltd., Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a savings account, Account Number 6026, evidenced by Receiver's Liability No. 3058, entitled Toraichi Uyeda, and any all rights to demand, enforce and collect the same,

c. That certain debt or other obligation owing to Toraichi Uyeda, by The Yokohama Specie Bank, Ltd., Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a savings account, Account Number 11, evidenced by Receiver's Liability No. 3059, entitled Toraichi Uyeda, and any and all rights to demand, enforce and collect the same,

d. That certain debt or other obligation owing to Toraichi Uyeda, by The Yokohama Specie Bank, Ltd., Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a checking account, Account Number 186, entitled Toraichi Uyeda, and any and all rights to demand, enforce and collect the same,

e. That certain debt or other obligation owing to Toraichi Uyeda, by The

Yokohama Specie Bank, Ltd., Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of an allowance for a teller, evidenced by Receiver's Liability No. 4135, entitled Toraichi Uyeda, and any and all rights to demand, enforce and collect the same, and

f. That certain debt or other obligation owing to Toraichi Uyeda, by the Bank of Hawaii, King and Bishop Streets, Honolulu, T. H., arising out of a savings account, Account Number 146566, entitled Toraichi Uyeda by Masa Uyeda, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2512; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8382]

SHOZO YAMAMOTO

In re: Bank account and claim owned by Shozo Yamamoto, also known as S. Yamamoto. F-39-5744-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Shozo Yamamoto, also known as S. Yamamoto, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows:

a. That certain debt or other obligation owing to Shozo Yamamoto, also known as S. Yamamoto, by The Yokohama Specie Bank, Limited, Honolulu Office, P. O. Box 1200, Honolulu, T. H., arising out of a blocked savings account, evidenced by Receiver's Liability No. 188,

entitled Shozo Yamamoto, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Shozo Yamamoto, also known as S. Yamamoto, by The Yokohama Specie Bank, Limited, Honolulu Office, P. O. Box 1200, Honolulu, T. H., as Trustee for Owner, evidenced by Liability No. 4256, in the amount of \$125.85, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2513; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8407]

GUSTAV HERTER

In re: Estate of Gustav Herter, deceased. File F-28-2346.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Dina Henrietta Johanna Herter, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Gustav Herter, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Paul Van Anda,

Esq., as Administrator c. t. a., acting under the judicial supervision of the Surrogate's Court of New York County, State of New York;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-2514; Filed, Mar. 17, 1947;
8:46 a. m.]

[Vesting Order 8421]

JUNNOSUKE TANJI

In re: Bank accounts and stock owned by Junnosuke Tanji. D-39-11904-E-1, D-39-11904-E-2 and D-39-11904-A-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Junnosuke Tanji, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: a. That certain debt or other obligation owing to Junnosuke Tanji, by California Bank, 625 South Spring Street, Los Angeles 54, California, arising out of a checking account, entitled Junnosuke Tanji, maintained at the branch office of the aforesaid bank located at 863 South San Pedro Street, Los Angeles, California, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Junnosuke Tanji by Bank of America National Trust and Savings Association, 660 South Spring Street, Los Angeles 54, California, arising out of a savings account, Term Savings Account Number 795, entitled Junnosuke Tanji, maintained at the branch office of the aforesaid bank located at 9953 Commerce Avenue, Tujunga, California, and any and all rights to demand, enforce and collect the same, and

c. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, beneficially owned by Junnosuke Tanji, registered, with the exception of 26 shares

of General Gas & Electric Corporation, in the name of E. F. Hutton & Company, and presently in the custody of E. F. Hutton & Company, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

EXHIBIT A

Name and address of issuing corporation	State of incorporation	Description of shares	Number of shares	Certificate No.
American Writing Paper Corp., Helycke, Mass.	Delaware	\$5 par value capital	5	7315
			1	594370
			2	595143
Columbia Gas & Electric Corp., 902 Market St., Wilmington, Del.	do.	No par value capital	1	582754
			1	582559
			20	55932
			25	180000
			1	5559
General Gas & Electric Corp., 61 Broadway, New York, N. Y.	do.	No par value common, class A.	15	123249
			50	103414
Standard Gas & Electric Co., 231 South LaSalle St., Chicago, Ill.	do.	No par value common	25	111031
			49	71743
		No par value \$4 cumulative preferred.	35	58713
			100	52425
			20	012031
Menasco Manufacturing Co., 805 South San Fernando Blvd., Burbank, Calif.	California	\$1 par value common	15	013347
			52	011529
			1	161533
The Studebaker Corp., South Bend 27, Ind.	Delaware	do.	2	161534
Twentieth Century-Fox Film Corp., 444 West 50 St., New York, N. Y.	New York	No par value capital	4	115000
			10	434421
			10	431651
The United Corp., 631 Market St., Wilmington 7, Del.	Delaware	Capital	23	434730
			2	472334
United States Smelting, Refining & Mining Co., 75 Federal St., Boston, Mass.	Mass.	\$50 par value capital	10	137913

[F. R. Doc. 47-2515; Filed, Mar. 17, 1947; 8:47 a. m.]

[Vesting Order 8422]

JUNNOSUKE TANJI

In re: Debt owing to Junnosuke Tanji. Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Junnosuke Tanji, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows: That certain debt or other obligation owing to Junnosuke Tanji, by E. F. Hutton & Company, 623 South Spring Street, Los Angeles 14, California, in the amount of \$9,416.86, as of February 17, 1947, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2516; Filed, Mar. 17, 1947;
8:47 a. m.]

